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FEDERAL REGISTER

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TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 998—HANDLING OF IRISH POTATOES GROWN IN NEW JERSEY

APPROVAL OF BUDGET OF EXPENSES AND FIXING RATE OF ASSESSMENT

Notice of proposed rule making regarding rules and regulations relative to a proposed budget and rate of assessment, to be made effective under Marketing Agreement No. 116 and Order No. 98 (7 CFR Part 998), regulating the handling of Irish potatoes grown in New Jersey was published in the FEDERAL REGISTER (16 F. R. 6692). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.). After consideration of all relevant matters presented, including the rules and regulations set forth in the aforesaid notice, which rules and regulations were adopted and submitted for approval by the New Jersey Potato Marketing Committee (established pursuant to said agreement and order), the following rules and regulations are hereby approved.

§ 998.202 *Budget of expenses and rate of assessment.* (a) The expenses necessary to be incurred by the New Jersey Potato Marketing Committee, established pursuant to Marketing Agreement No. 116 and Order No. 98, to enable such committee to carry out its functions pursuant to the provisions of the aforesaid marketing agreement and order during the fiscal year ending April 30, 1952, will amount to \$18,750.00;

(b) The rate of assessments to be paid by each handler who first ships potatoes shall be one-half of one cent (\$.005) per hundredweight of potatoes handled by him as the first handler thereof during said fiscal year; and

(c) The terms used in this section shall have the same meaning as when used in Marketing Agreement No. 116 and Order No. 98 (7 CFR Part 998).

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 3d day of August 1951, to become effective 30 days after publication hereof in the FEDERAL REGISTER.

[SEAL]

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-9240; Filed, Aug. 8, 1951; 8:50 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

Subchapter B—Immigration Regulations

PART 151—DEPORTATION PROCEEDINGS: HEARING AND ADJUDICATION

HEARING OFFICER'S DUTIES; CONTENTS OF RECORD

JUNE 27, 1951.

The following amendments to Part 151 of Chapter I, Title 8 of the Code of Federal Regulations, are hereby prescribed:

1. Paragraph (b) of § 151.2, *Conduct of hearing*, is amended to read as follows:

(b) *Hearing officer; general duties.* The hearing officer shall conduct a fair and impartial hearing. He shall use his independent judgment in rendering his decision and shall not perform any duties inconsistent with the duties and responsibilities of an adjudicating officer, except as provided in this part. He shall exclude from the record any evidence that is irrelevant, immaterial, or unduly repetitious. He may, within his discretion, exclude from the record any arguments in support of objections, but, in such event, the alien or his counsel or representative may submit argument in the form of a brief to accompany the record. If the testimony at a hearing is transcribed, the hearing officer shall certify that to the best of his knowledge and belief the transcript is a true report of everything that was stated dur-

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ing the course of the hearing, including oaths administered and the rulings on objections, except statements made off the record.

2. Paragraph (a) of § 151.3, *Contents of record; evidence*, is amended to read as follows:

(a) *Record.* The testimony and exhibits, together with all written motions and other papers and requests filed in the proceeding, shall constitute the record in the case.

(Sec. 23, 39 Stat. 892, as amended, sec. 24, 43 Stat. 166, sec. 37, 54 Stat. 675; 8 U. S. C. 102, 222, 458)

ARGYLE R. MACKEY,
Commissioner,
Immigration and Naturalization.

Approved: August 3, 1951.

PEYTON FORD,
Acting Attorney General.

[F. R. Doc. 51-9258; Filed, Aug. 8, 1951;
8:52 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

[Docket No. FDC-7-C-1]

PART 18—MILK AND CREAM; DEFINITIONS AND STANDARDS OF IDENTITY

EVAPORATED MILK

In the matter of amending the definition and standard of identity for evaporated milk:

By virtue of the authority vested in the Federal Security Administrator by the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055; 21 U. S. C. 341, 371) and upon the basis of substantial evidence received at the public hearing held pursuant to a notice published in the FEDERAL REGISTER on January 26, 1951 (16 F. R. 731), no exceptions having been filed to the tentative order published in the FEDERAL REGISTER on June 21, 1951 (16 F. R. 5903), the following order is hereby promulgated.

*Findings of fact.*¹ 1. The definition and standard of identity for evaporated milk (21 CFR 18.520), which was promulgated by an order published in the FEDERAL REGISTER of July 2, 1940 (5 F. R. 2443), recognizes added vitamin D as a permitted optional ingredient and requires that its presence be declared on the label. The standard fixes the minimum level for vitamin D, when this optional ingredient is used, at 7.5 U. S. P. units per avoirdupois ounce of the finished evaporated milk, and prescribes that vitamin D be determined by the method prescribed in "The Second Supplement of the Pharmacopoeia of the United States of America Eleventh Decennial Revision." (R. Ex. 3)

2. The method prescribed for determining vitamin D requires, among other things, that "U. S. P. Reference Cod

¹ The citations following each finding of fact refer to the pages of the transcript of the testimony and the exhibits received in evidence at the hearing.

Liver Oil" be used as the vitamin D standard. The organization of the Pharmacopoeia has only a small quantity of U. S. P. "Reference Cod Liver Oil" remaining, and the supply will not be renewed because of the revision of the United States Pharmacopoeia which became official November 1, 1950, the vitamin D standard was changed from U. S. P. "Reference Cod Liver Oil" to U. S. P. Vitamin D Reference Standard. A method specially adapted to the determination of U. S. P. units of vitamin D in evaporated milk is given in "Official Methods of Analysis of the Association of Official Agricultural Chemists," Seventh Edition, 1950, beginning on page 788, under the heading "Vitamin D in Milk—Official." This method is commonly known as the A. O. A. C. method. It utilizes the new U. S. P. Vitamin D Reference Standard, which is readily available. The A. O. A. C. method is the preferred method of a number of laboratories making determinations of vitamin D in evaporated milk. (R. 6-11, 20-23)

3. Although the minimum level for vitamin D prescribed by the standard is 7.5 U. S. P. units per avoirdupois ounce, it has become the general commercial practice of manufacturers to increase the vitamin D content to not less than 25 U. S. P. units per fluid ounce. It has been possible for consumers to note that vitamin D has been increased to this level from label statements on vitamin D increased evaporated milks made in compliance with regulations prescribing label statements relating to vitamins in foods for special dietary uses (21 CFR 125.3). It is reasonable to raise the minimum level for vitamin D specified in the standard for evaporated milk to not less than 25 U. S. P. units per fluid ounce of the vitamin D increased evaporated milk so that this food will contain not less vitamin D than consumers have been receiving in vitamin D increased evaporated milk for the past several years. (R. 12-14, 16-17, 21-22, 23-24, 27, 33-35)

Conclusions. It is concluded that it will promote honesty and fair dealing in the interest of consumers to amend the definition and standard of identity for evaporated milk so that as amended it will read as hereinafter set forth:

Therefore, it is ordered, That Part 18 be amended by deleting therefrom the definition and standard of identity for evaporated milk as set forth in § 18.520 and substituting in place thereof a new definition and standard of identity for evaporated milk, as follows:

§ 18.520 *Evaporated milk; identity; label statement of optional ingredients.*

(a) Evaporated milk is the liquid food made by evaporating sweet milk to such point that it contains not less than 7.9 percent of milk fat and not less than 25.9 percent of total milk solids. It may contain one or both of the following optional ingredients:

(1) Disodium phosphate or sodium citrate or both, or calcium chloride, added in a total quantity of not more than .01 percent by weight of the finished evaporated milk.

(2) Vitamin D in such quantity as to increase the total vitamin D content to

not less than 25 U. S. P. units per fluid ounce of the finished evaporated milk. It may be homogenized. It is sealed in a container and so processed by heat as to prevent spoilage.

(b) When optional ingredient (a) (2) is present, the label shall bear the statement "with increased vitamin D content" or "vitamin D content increased." Such statement shall immediately and conspicuously precede or follow the name "Evaporated Milk," without intervening written, printed, or graphic matter, wherever such name appears on the label so conspicuously as to be easily seen under customary conditions of purchase.

(c) For the purpose of this section:

(1) The word "milk" means cow's milk.

(2) Such milk may be adjusted, before or after evaporation, by the addition or abstraction of cream or sweet skim milk, or by the addition of concentrated sweet skim milk.

(3) The quantity of milk fat is determined by the method prescribed under "Fat—Official" on page 249 and the quantity of total milk solids is determined by the method prescribed under "Total Solids—Official" on page 248 of "Official Methods of Analysis of the Association of Official Agricultural Chemists," Seventh Edition, 1950.

(4) Vitamin D content may be increased by the application of radiant energy or by the addition of a concentrate of vitamin D (with any accompanying vitamin A when such vitamin D in such concentrate is obtained from natural sources) dissolved in a food oil; but if such oil is not milk fat the quantity thereof added is not more than 0.01 percent of the weight of the finished evaporated milk.

(5) The quantity of vitamin D is determined by the method prescribed in "Official Methods of Analysis of the Association of Official Agricultural Chemists," Seventh Edition, 1950, page 788 et seq., under the heading "Vitamin D in Milk—Official."

Effective date. This regulation shall become effective on the ninetieth day following the date of publication of this order in the FEDERAL REGISTER.

(Secs. 401, 701, 52 Stat. 1046, 1055; 21 U. S. C. 341, 371)

Dated: August 3, 1951.

[SEAL]

OSCAR R. EWING,
Administrator.

[F. R. Doc. 51-9239; Filed, Aug. 8, 1951;
8:50 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue, Department of the Treasury

Subchapter A—Income and Excess Profits Taxes [Regulations 129]

PART 24—CONSOLIDATED INCOME AND EXCESS PROFITS TAX RETURNS

Correction

In Federal Register Document 51-7499, published at page 6276 of the issue for

Friday, June 29, 1951, the following changes should be made:

1. In the 21st and 22d lines of § 24.2 (b) (1) "section 27" should read "section 207".

2. In § 24.31 (b), subparagraph (5) (middle column, page 6294) should read as follows:

(5) *Limitation on absorption of net operating loss carry-overs.* In the computation of the consolidated net operating loss deduction for the taxable year, if there is involved a net operating loss sustained in a prior year by a corporation filing a separate return for such prior year, or joining in a consolidated return for such prior year filed by another affiliated group, together with a consolidated net operating loss, or, if there are involved net operating losses of two or more members of the group so separately sustained, no portion of the dated return period of the group intervening between the year of the loss and the taxable year shall be taken into account more than once in giving effect to the provisions of paragraph (a) (3) (ii) of this section, relating to the computation of the consolidated net operating loss carry-overs originating in separate return years.

Dept. of Commerce Schedule B No.	Commodity	Submission dates	
		Third quarter	Fourth quarter
	<i>Hides and skins, raw, except furs</i>		
020104	Cattle hides, wet.....	The first and second months of the current calendar quarter.	The first month of the current calendar quarter.
020602	Calf skins, dry ¹		
020604	Calf skins, wet (include slunk skins).....		
020702	Kip skins, dry ¹		
020704	Kip skins, wet.....		
025098	Buffalo hides.....		

¹ Applications covering calf and kip skins, dry, imported, filed in accordance with § 373.6 (a), may be submitted at any time.

This part of the amendment shall become effective as of August 2, 1951.

3. Part 381, *Enforcement provisions*, is amended by adding thereto a new section (§ 381.5) to read as follows:

§ 381.5 *Return or unloading of cargo at direction of Department of Commerce—(a) Exporting carriers.* (1) Any exporting carrier which has departed from the United States with any commodity on board which has not been cleared for export in accordance with the provisions of § 379.1 (a) (1) of this chapter, or with any commodity on board as to which any other violation of export control regulations (Parts 370 through 399 of this chapter) has occurred, and which is in possession or control of such commodity, shall, as may be directed by the Office of International Trade, either (i) return such commodity to the United States or cause such commodity to be so returned, or (ii) unload such commodity at a port of call and take steps to assure that such commodity is placed in custody under bond or other guaranty not to enter the commerce of any foreign country without prior approval of the Office of International Trade.

(2) The provisions of § 381.4 (f) relating to reporting, notification to the Office of International Trade, and the prohibition against unauthorized delivery or entry of the commodity into a foreign country, shall apply also to

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

Subchapter C—Office of International Trade

[5th Gen. Rev. of Export Regs. Amdt. 68¹]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

PART 381—ENFORCEMENT PROVISIONS

MISCELLANEOUS AMENDMENTS

1. Section 373.17 *Special provisions for cotton mill waste*, is amended by deleting therefrom paragraph (b) *Additional provisions for soft cotton waste* and redesignating paragraph (c) as paragraph (b) *Additional provisions for cotton hard wastes*.

This part of the amendment shall become effective as of August 2, 1951.

2. Section 373.51 *Supplement 1: Time schedules for submission of applications for licenses to export certain Positive List commodities*, is amended in the following particulars:

commodities directed to be unloaded at a port of call, as provided in this section.

(b) *Agents of the carrier or vessel.* The agent of the carrier or vessel having such commodity aboard or which is in possession or control of such commodity, as provided in paragraph (a) of this section, shall notify the master of the vessel immediately upon discovery of such export control violation.

NOTE: This section in no wise relieves exporting carriers of their responsibilities under regulations of the Bureau of Customs (particularly under U. S. Code, title 46, sections 91 and 92).

Commodities returned to the United States pursuant to this section are required by customs regulations to be removed from the dock or pier where deposited within 48 hours, or the commodities will be placed in storage with charges leviable against the commodities.

This part of the amendment shall become effective as of August 2, 1951.

(Sec. 3, 63 Stat. 7, Pub. Law 33, 82d Cong.; 50 U. S. C. App. Supp. 2023. E. O. 9630, Sept. 27, 1945, 19 F. R. 12245; 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59; 3 CFR, 1948 Supp.)

LORING K. MACY,

Acting Director,

Office of International Trade.

[F. R. Doc. 51-9234; Filed, Aug. 8, 1951;
8:49 a. m.]

¹ This amendment was published in Current Export Bulletin No. 632, dated August 2, 1951.

4. The following entries are substituted for the present entries on the Positive List for Schedule B Nos. 663900, 731150, and 734240. These revisions are made to conform to Public Bulletin P. B. 190B-I and II, issued by the Bureau of the Census.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Vald. dated license required
663900	Tungsten carbide tool blanks, tips, and inserts (specify item and tungsten content).	Lb.	TOOL	25	RO
663940	Tungsten carbide, except tool blanks, tips, and inserts (specify item and tungsten content).	Lb.	NONF	None	RO
663900	Other tungsten metal, stellite, wire, shapes, and alloys (specify item and tungsten content).	Lb.	NONF	None	RO
731150	Mining and quarrying machinery.	No.	MINE	None	RO
731150	Rock drill bits, detachable (including reamers), when containing diamonds (see § 373.1, 373.9).	No.	MINE	None	RO
731150	Rock drill bits, detachable (including reamers), tungsten carbide.	No.	MINE	None	RO
731150	Other rock drill bits, detachable (including reamers) for use in well drilling equipment, and parts.	No.	MINE	None	RO
734240	Petroleum field well drilling equipment, tools, and parts (report rock drill bits and reamers under 731150).	---	CONS	None	RO

This part of the amendment shall become effective as of August 7, 1951.

6. The "GLV dollar-value limit" set forth opposite the Positive List entry "Sodium bismuthate," Schedule B, No. 814500 "Sodium bismuthate" is changed from "\$500" to "None".

This part of the amendment shall become effective as of 12:01 a. m., August 7, 1951.

Section 399.3 Appendix C—Commodity Processing Codes is amended in the following particulars:

The processing codes for certain commodities are amended to read as set forth below.

Dept. of Commerce Schedule B No.	Commodity	Processing code
220919-220939	Pyrethrum; and rotenone-bearing roots, crude, ground, or powdered.	AGCH
837990	Sodium nitrate.	FERT
838500	Ammonium sulfate; and urea.	FERT

¹ In the Commodity Processing Code list the ammonium compounds classified under Schedule B No. 838500 except ammonium sulfate and urea retain the processing code SALT. The entry on the Positive List of Commodities (§ 399.1) for urea, Schedule B No. 838500 is also revised to reflect this change in processing code.

This part of the amendment shall become effective as of August 7, 1951.

Shipments of any commodities re-laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to 12:01 a. m., August 7, 1951, may be exported under the previous general license provisions, or whose GLV dollar-value limits were reduced, as a result of changes set forth in Parts 1, 2, and 6 of this amendment.

[5th Gen. Rev. of Export Regs., Amdt. P. L. 57¹]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

MISCELLANEOUS AMENDMENTS

Section 399.1 Appendix A—Positive List of Commodities is amended in the following particulars:

1. The following commodities are added to the Positive List:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Vald. dated license required
812400	Druggists' nonproprietary preparations: Elixirs, tinctures, fluid extracts, and similar liquid solutions: Alkaloids of cinchona bark, their salts, derivatives and preparations, in dosage form (report solid dosage forms in 812700, and bulk medicinals in 813587-813588). Tablets, pills, capsules, powders, ointments, extracts and similar preparations, in dosage form, P. B. 5:1. Alkaloids of cinchona bark, their salts, derivatives and preparations, in dosage form (report liquid dosage forms in 812400, and bulk medicinals in 813587-813588).	---	DRUG	25	RO
812700	Medicinal chemicals, U. S. P. and N. F. included (bulk); dosage forms excluded except as indicated: Alkaloids of cinchona bark, their salts, derivatives and preparations, bulk (report liquid dosage forms in 812400, and solid dosage forms in 812700); Quinine sulfate and quinine hydrochloride; Other (specify by name). Proprietary medicinal preparations for human use: Malaria, chill, and fever remedies.	---	DRUG	25	RO
813587	Alkaloids of cinchona bark, their salts, derivatives and preparations, bulk (report liquid dosage forms in 812400, and solid dosage forms in 812700); Quinine sulfate and quinine hydrochloride; Other (specify by name).	---	DRUG	25	RO
813588	Proprietary medicinal preparations for human use: Malaria, chill, and fever remedies.	---	DRUG	25	RO
815700	Aluminum and aluminum-base alloys: Matrices and matrix material, chief value aluminum.	---	---	250	RO

¹ This entry is substituted for the entry on the Positive List under Schedule B No. 813583. The effect of this amendment is to add to the Positive List bulk forms of alkaloids of cinchona bark, their salts, derivatives and preparations, other than quinine alkaloid and quinine salts and compounds which are presently on the Positive List under this number.

This part of the amendment shall become effective as of 12:01 a. m., August 7, 1951.

2. Certain commodities are changed from R to RO commodities as follows:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Vald. dated license required
630908	Aluminum and aluminum-base alloys: Matrices and matrix material, chief value aluminum.	---	NONF	250	RO

This part of the amendment shall become effective as of August 7, 1951.

3. The following commodities are deleted from the Positive List:

Dept. of Commerce Schedule B No.	Commodity
080905	Sperm oil. ¹

¹ All whale oils may now be exported under general license to all destinations other than Subgroup A, Hong Kong, and Macao.

This part of the amendment shall become effective as of August 2, 1951.

² This amendment was published in Current Export Bulletin No. 632, dated August 2, 1951.

visions up to and including September 1, 1951. Any such shipment not laden aboard the exporting carrier on or before September 1, 1951, requires a validated license for export.

(Sec. 3, 63 Stat. 7, Pub. Law 33, 82d Cong.; 50 U. S. C. App. Supp. 2023, E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59; 3 CFR, 1948 Supp.)

LORING K. MACY,
Acting Director,

Office of International Trade.

[F. R. Doc. 51-9235; Filed, Aug. 8, 1951;
8:49 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Rent Stabilization, Economic Stabilization Agency

[Controlled Housing Rent Reg., Amdt. 393]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 387]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

IOWA, LOUISIANA, NEW JERSEY AND OHIO

Amendment 393 to the Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and Amendment 387 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92). Said regulations are amended in the following respects:

1. Schedule A, Item 89, is amended to describe the counties in the Defense-Rental Area as follows:

Rock Island County, except the Cities of Moline and Rock Island, and all unincorporated localities.

Scott County, except the Cities of Bettendorf and Davenport, the Towns of Buffalo, Le Claire, Long Grove, Princeton and Walcott, and all unincorporated localities.

This decontrols the City of Bettendorf in Scott County, Iowa, a portion of the Quad Cities, Illinois, Defense-Rental Area.

2. Schedule A, Item 133, is amended to describe the counties in the Defense-Rental Area as follows:

Ouachita Parish.

This decontrols the Town of Bastrop in Morehouse Parish, Louisiana, a portion of the Monroe-Bastrop, Louisiana, Defense-Rental Area.

3. Schedule A, Item 191, is amended to describe the counties in the Defense-Rental Area as follows:

Warren County, except the Borough of Washington, the Town of Belvidere, and the Townships of Franklin, Mansfield, Oxford, Pahaquarry, Pohatcong, Hardwick, Frelinghausen and White.

The Counties of Hunterdon and Mercer.

This decontrols the Township of White in Warren County, New Jersey, a portion of the Trenton, New Jersey, Defense-Rental Area.

4. Schedule A, Item 226, is amended to describe the counties in the Defense-Rental Area as follows:

Stark County, except the City of Massillon, the Villages of Canal Fulton, Louisville and North Canton and that portion of the Village of Minerva located in Stark County.

Tuscarawas County, except the Townships of Auburn, Bucks, Clay, Fairfield, Jefferson, Perry, Rush, Salem, Warren, Washington, Union, and York.

This decontrols that portion of the Village of Minerva located in Stark County, Ohio, a portion of the Canton, Ohio, Defense-Rental Area.

All decontrols effected by this amendment are based on resolutions submitted in accordance with section 204 (j) (3) of the Housing and Rent Act of 1947, as amended.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Supp. 1894)

This amendment shall be effective August 9, 1951.

Issued this 6th day of August 1951.

TIGHE E. WOODS,
Director of Rent Stabilization.

[F. R. Doc. 51-9284; Filed, Aug. 6, 1951;
4:24 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter B—Claims and Accounts

PART 536—CLAIMS AGAINST THE UNITED STATES

MISCELLANEOUS AMENDMENTS

Rescind §§ 536.12, 536.18, 536.22, 536.23, and 536.26 and substitute the following in lieu thereof:

§ 536.12 *Claims under the Military Claims Act*—(a) *General*. Claims, arising on or after May 27, 1941, except claims arising from negligent or wrongful acts or omissions accruing on or after January 1, 1945 and cognizable under the Federal Tort Claims Act (§ 536.29), for damage to or loss or destruction of real or personal property, or for reasonable medical, hospital, or burial expenses actually incurred on account of personal injury or death, caused by military personnel or civilian employees of the Department of the Army or of the Army while acting within the scope of their employment, or otherwise incident to noncombat activities of the Department of the Army or of the Army, including claims for damage to or loss or destruction of registered or insured mail while in the possession of the military authorities even though resulting from criminal acts, claims for damage to or loss or destruction of personal property bailed to the Government, claims for damage to real property incident to the use and occupancy thereof under a lease, express or implied, or otherwise, and claims of the foregoing categories arising out of civil works, are payable under the provisions of this section provided they do not exceed \$1,000.

(b) *Claims payable under prior regulations payable hereunder*. Any claim, not cognizable under the Federal Tort Claims Act, arising on or after May 27, 1941, formerly payable under provisions of law and regulations now superseded

is payable under the provisions of §§ 536.12–536.23.

(c) *Claims accruing prior to May 27, 1941*. Claims arising out of accidents or incidents occurring prior to May 27, 1941, but otherwise within §§ 536.12–536.23, will be forwarded with related files and recommendations in triplicate by or through the commanding general of the army or comparable command, or the command claims service to The Judge Advocate General. The forwarding authority will retain only a card record of the claim.

§ 536.18 *Depredation*. Claims for damage to or loss or destruction of property caused by members of the armed forces resulting from riotous, violent, or disorderly conduct, or acts of depredation, willful misconduct, or such reckless disregard of property rights as to carry an implication of guilty intent, and payable under the Uniform Code of Military Justice, Article 139 (§ 536.25), are not payable under the provisions of §§ 536.12–536.23.

§ 536.22 *Claims of subrogees*. Settlement will be made solely with the insured, rather with the insurer or with both the insured and insurer, in cases of damage, loss, destruction, injury, or death covered by insurance. No inquiry will be made into, nor determination made of, the relative interests of the insured and insurer. The entire claim, including any portion thereof insured against, will be filed by or on behalf of the insured and payment of the entire amount approved will be made in the name of the insured. Authority to file a claim on behalf of the insured may be established by a power of attorney, insurance policy provision, or other documentary evidence satisfactory to the approving authority. Claims by subrogees in their own right in cases not involving insurance are similarly not within the provisions of §§ 536.12–536.23.

§ 536.23 *Procedure*—(a) *Sections 536.1–536.8 applicable*. So far as not inconsistent with these regulations (§§ 536.12–536.23), the procedure set forth in §§ 536.1–536.8 will be followed as to claims within these regulations.

(b) *Conditions of payment*. Prior to payment of any claim under the provisions of §§ 536.12–536.23, each of the following conditions must be fulfilled:

(1) The amount of the damage, loss, or destruction, or the amount payable on account of personal injury or death, must be determined.

(2) The payment must not exceed \$1,000 but meritorious claims in excess of that amount may be reported to Congress for consideration.

(3) The claim of a subrogee will not be recognized except as an element of the subrogor's claim.

(4) The claim must normally be presented within 1 year after the occurrence of the accident or incident out of which the claim arises.

(5) Negligence or wrongful act of the claimant, in whole or in part the proximate cause of the accident or incident, bars recovery.

(6) The claim must be approved in accordance with prescribed procedures,

or, on appeal, by the Secretary of the Army.

(7) The claimant must accept, in full satisfaction and final settlement, the amount approved, if less than the full amount claimed.

(8) Claims of military personnel or civilian employees of the Department of the Army or the Army for personal injury or death incident to their service are not payable under these regulations.

(9) Claims payable under the provisions of §§ 536.25, 536.26, 536.27 or 536.29 are not payable under the provisions of §§ 536.12-536.23.

§ 536.26 *Claims under the Foreign Claims Act*—(a) *Scope*. Claims for damage to or loss or destruction of real or personal property, and for personal injury or death, caused by Army forces, or individual members (whether military personnel or civilian employees) thereof, or otherwise incident to noncombat activities of such forces in a foreign country, to public property located therein or to privately owned property, or to the inhabitants of such country are within the Foreign Claims Act (55 Stat. 880, as amended; 31 U. S. C. 224d). The word "claims" as used in this section refers to those demands for payment submitted by individuals, partnerships, associations, or corporations, including foreign countries, and states, territories, and other political subdivisions of such countries, other than such demands for payment as arise under ordinary obligations incurred by the Department of the Army or the Army in the procurement of services or supplies.

(b) *Preemptive of other claims regulations*. Claims within the scope of this section and which but for the existence of the Foreign Claims Act would be within the provisions of §§ 536.12-536.23 or 536.25 will be settled under the provisions of this section which are preemptive of such other claims regulations.

(c) *Territorial application*. The provisions of the regulations in this section are applicable to claims arising out of incidents or accidents occurring in foreign countries, including territorial waters thereof. Claims arising at a place, within a foreign country, under the temporary or permanent jurisdiction of the United States may be approved hereunder if the claims are otherwise within the provisions of this section.

(d) *Bailed personal property*. Claims for damage to or loss or destruction of personal property loaned, rented, or otherwise bailed to the Government under an agreement, express or implied, are payable under the provisions of this section, even though legally enforceable against the Government as contract claims, unless by express agreement the bailor has assumed the risk of damage, loss, or destruction. Claims payable under this paragraph may, if deemed in the best interests of the Government, be processed as contract claims. Claims or rent, as such, of personal property, are not payable under the provisions of this section. However, an item of damage may be allowed for the use of the property (even though claimed as rent) where it arises out of a trespass or other tort.

(e) *Use and occupancy of real property*. Claims for damage to real property incident to the use and occupancy thereof by the Government under a lease, express or implied, or otherwise, are payable under the provisions of this section even though legally enforceable against the Government, as contract claims; payment may, however, be precluded by paragraph (k) of this section. Claims payable under this paragraph may, if deemed in the best interests of the Government, be processed as contract claims. Claims for rent, as such, of real property are not payable under the provisions of this section. However, an item of damage may be allowed for the use and occupancy of the property (even though claimed as rent) when it arises out of a trespass or other tort.

(f) *Other noncombat activities*. Claims for damage to or loss or destruction of property, or for personal injury or death, though not caused by acts or omissions of military personnel or civilian employees of the Department of the Army or of the Army, are payable under this paragraph if otherwise incident to the noncombat activities of the Department of the Army or of the Army. In general, claims within the above category are those arising out of authorized activities which are peculiarly Army activities having little parallel in civilian pursuits and situations which historically have been considered as furnishing a proper basis for the payment of claims. Examples of claims in this category are claims for property damage and personal injury arising out of, and which are the natural or probable results or incidents of maneuvers and special field exercises, the practice firing of heavy guns, practice bombings, the operation of aircraft, the use of barrage balloons, the escape of horses, the use of instrumentalities having latent mechanical defects and the movement of combat or other vehicles designed especially for military use; as well as claims arising out of the use and occupancy of real estate.

(g) *Elements of damage in case of personal injury and death*. Actual and reasonable medical and hospital expenses, reasonable compensation for physical pain and suffering and disability, and loss of earning capacity may be included as elements of damage in cases of personal injury. If death results, actual and reasonable burial expenses and reasonable compensation for loss of life may also be included. In computing the amount of damages in cases of personal injury or death, local standards will be taken into consideration. Local laws relating to torts, damages and the payment of workmen's compensation may be considered as indicia of such local standards. In case of death, only one claim arises; the amount approved therefor will, to the extent found practicable or feasible, be apportioned among the beneficiaries, and in the proportions, prescribed by the law or custom of the place in which the accident or incident resulting in death occurs.

(h) *Persons excluded as claimants*. The following classes of claimants are among those excluded:

(1) Persons not inhabitants of the country in which the accident or inci-

dent resulting in the claim occurs. The word "inhabitant" as used in this section refers only to those who at the time of the occurrence dwell or reside in the country in which the accident or incident occurs. Citizenship of, or legal domicile in, such country is not required; transients having no abode or dwelling place in such country are not included. An inhabitant of any dominion, state, province, colony, territory, or possession constituting a part of a foreign country will be deemed an inhabitant of such foreign country within the meaning of this section as to any claim arising out of an accident or incident occurring in any part of such country. The status of the decedent will control in cases of claims based on death.

(2) Member of the Armed Forces of the United States.

(3) Nationals of a country at war with the United States, or of any ally of such an enemy country, except as the foreign claims commission considering the claim, or the local military commander, shall determine that the claimant is friendly to the United States.

(4) United States citizens not inhabitants of the country in which the accident or incident occurs.

(i) *Claims excluded*. The following classes of claims are excluded: Claims purely contractual in character; private contractual and domestic obligations of individual military personnel or civilian employees; claims based solely on compassionate grounds; bastardy claims; claims for patent infringement; and workmen's compensation claims. No workmen's compensation claim as such is payable under the provisions of this section. If the claim is within any provision made for the payment of workmen's compensation claims (Federal Employees' Compensation Act of September 7, 1916 (39 Stat. 742 as amended; 5 U. S. C. 751-801) or Longshoremen's and Harborworkers' Compensation Act (41 Stat. 1424; 33 U. S. C. §901), or local law or custom), such specific remedy is exclusive; if, however, there is no compensation provision, or if the claim is not within any such provision, such claim may be considered under the provisions of this section.

(j) *Contributory negligence*. No claim will be approved where the damage, loss, destruction, injury, or death is proximately caused in whole or in part by negligence or wrongful act of the claimant, or his agent or employee acting within the scope of his employment, unless, under the law or custom of the place where the accident or incident resulting in the claim occurs, such negligence or wrongful act is not recognized generally as a bar to recovery on tort claims, in which case such local law or custom will be applied so far as practicable in determining the effect of such negligence or wrongful act. Such local law or custom will normally be followed in determining whether contributory negligence, if pertinent, is present.

(k) *Combat activities*. Claims for damage to or loss or destruction of property, or for personal injury or death, resulting from action by the enemy, or resulting directly or indirectly from any act by the Armed Forces engaged in

combat, are not payable under the Foreign Claims Act.

(l) *Claims of subrogees.* Settlement will be made solely with the insured, rather than with the insurer or with both the insured and the insurer, in cases of damage, loss, destruction, injury, or death covered by insurance. No inquiry will be made into, nor determination made of, the relative interests of the insured and insurer. The entire claim, including any portion thereof insured against, will be filed by or on behalf of the insured and payment of the entire amount approved will be made in the name of the insured. Authority to file a claim on behalf of the insured may be established by a power of attorney, insurance policy provision, or other documentary evidence satisfactory to the foreign claims commission. Claims by subrogees in their own right in cases not involving insurance are similarly not within the provisions of this section.

(m) *Claims within other regulations—*
(1) *Claimants not inhabitants.* Claims for damage to or loss or destruction of property, or for personal injury or death, arising out of accidents or incidents occurring in foreign countries but not within the provisions of this section for the reason that the claimant is not an inhabitant of the country in which the accident or incident occurred or for any other reason may be processed under the Personnel Claims Act (§ 536.27), or the Military Claims Act (§§ 536.12-536.23) or Uniform Code of Military Justice, Article 139 (§ 536.25), if applicable.

(2) *Civilian employees.* Claims of civilian employees of the Department of the Army or the Army cognizable under § 536.27 will be considered under the provisions of this section.

(n) *Statute of limitations.* No claim may be considered by a foreign claims commission under the Foreign Claims Act unless presented within 1 year after the occurrence of the accident or incident out of which such claim arises.

(o) *Foreign claims commissions.* It is the policy of the Department of the Army to provide one or more foreign claims commissions for each foreign theater of operations, base, or comparable command in which claims against the Government within this section may arise. A sufficient number of commissions will be appointed to permit the prompt and final settlement of claims within practicable contact with the points where the claims originate. Commissions will be appointed by the Secretary of the Army or any other officer to whom appointing authority has been delegated.

(p) *Investigation procedure; §§ 536.1-536.8 generally applicable.* Investigation of accidents and incidents occurring in foreign countries which may give rise to claims, whether within the Foreign Claims Act, or apparently within other regulations (§§ 536.12-536.23, 536.25, and 536.27), or the payment of which is not provided for by any statute or regulation, will be conducted in the manner prescribed in §§ 536.1-536.8, and will be of the scope, completeness, and character directed therein to the extent that the exigencies of the service will permit. Direct correspondence within the com-

mand claims service, and between officers of the command claims service and other personnel within the command, is authorized. Any claim will be considered if it states substantially the material facts with such definiteness as to give reasonable notice of the time, place, and nature of the accident or incident out of which the claim arose and an estimate or statement of the amount claimed for property damage, loss, or destruction, and/or for personal injury or death. The claim will be presented in triplicate and be signed by or on behalf of the claimant and should, if practicable be under oath.

(q) *Conditions of payment.* Prior to payment of any claim within the Foreign Claims Act, each of the following conditions must be fulfilled:

(1) The amount of the damage, loss, or destruction, or the amount payable on account of personal injury or death, must be determined.

(2) The payment must not exceed \$5,000, but claims in excess of that amount may be reported to Congress for consideration.

(3) Claims by subrogees will not be recognized except as an element of the subrogor's claim.

(4) The claim must be presented within 1 year after the occurrence of the accident or incident out of which the claim arises.

(5) Negligence or wrongful act of the claimant, in whole or in part the proximate cause, bars recovery unless not a bar to recovery on tort claims under local law or custom.

(6) The damage, loss, destruction, injury, or death must not have resulted from action by the enemy or directly or indirectly from any act by United States Armed Forces engaged in combat.

(7) The property damaged, lost, or destroyed must belong to an inhabitant of the foreign country in which the accident or incident occurred, or belong to the country itself or a political subdivision thereof.

(8) The injury or death must be to an inhabitant of the foreign country where the accident or incident occurred.

(9) If the claimant is a national of a country at war with the United States, or of any ally of such an enemy country, there must be a determination by the foreign claims commission or by the local military commander that the claimant is friendly to the United States.

(10) The claim must be approved by a foreign claims commission and, if in excess of \$2,500, must also be approved by the theater, base, or comparable commander or by the Judge Advocate General.

(11) The claimant must accept, in full satisfaction and final settlement, the amount approved if less than the full amount claimed.

[AR 25-90, 22 June 1951 and AR 25-25, 2 July 1951] (55 Stat. 880, as amended, 57 Stat. 372, as amended; 31 U. S. C. 223b, 224d)

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
Acting The Adjutant General.

[F. R. Doc. 51-9228; Filed, Aug. 8, 1951; 8:47 a. m.]

Subchapter E—Organized Reserves

PART 561—OFFICERS' RESERVE CORPS

APPOINTMENTS

In § 561.15, paragraphs (c) (4) and (e) are amended, and paragraph (d) (3) added, as follows:

§ 561.15 *Appointment in Officers' Reserve Corps of warrant officers and enlisted personnel of Army of the United States.* * * *

(c) *Personnel eligible.* * * *

(4) Warrant officers and enlisted personnel of any component of the Army of the United States and former warrant officers and former enlisted personnel who have completed at least 1 year of honorable and creditable service on active duty in any of the Armed Forces of the United States between December 7, 1941, and June 30, 1947, and who have a degree from an accredited college or university.

(d) *Army Extension Courses.* * * *

(3) Successful completion of an authorized course of instruction at a Department of the Army approved State National Guard Officers' Candidate School for appropriate branch will be accepted as the equivalent of successful completion of an appropriate Army Extension Course 10-series.

(e) *Vacancies.* Appointment will be made only to fill vacancies in ORC troop program units of the proper branch (section) except for the following who may be appointed for assignment to the Volunteer Reserve:

(1) Personnel in the active military service of the Army.

(2) Personnel specified in paragraph (c) (1) and (2) of this section.

[C2, SR 140-105-3, July 18, 1951] (R. S. 161; 5 U. S. C. 22. Interpret or apply sec. 37, 39 Stat. 189 as amended; 10 U. S. C. 351-353)

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
Acting The Adjutant General.

[F. R. Doc. 51-9257; Filed, Aug. 8, 1951; 8:52 a. m.]

Subchapter F—Personnel

PART 577—MEDICAL AND DENTAL ATTENDANCE

ARMY HOSPITAL REGULATIONS

Section 577.21 is rescinded and the following substituted therefor:

§ 577.21 *Admission and treatment of American Seamen in medical treatment facilities of Department of the Army outside continental United States, its territories, and its possessions—*(a) *General.* This section governs hospitalization and outpatient treatment of American seamen aboard ships of United States registry (hereinafter referred to as "seamen") in medical treatment facilities of the Department of the Army. The term "seamen" as used in this section includes both officers and members of the crew.

(b) *Application.* (1) This section is applicable to all medical treatment facilities of the Department of the Army out-

side the continental United States, its Territories, and its possessions.

(2) Paragraph (d) (4) of this section will be observed by all commands and medical treatment facilities of the Department of the Army within continental United States.

(c) *Authorization.* The following seamen are authorized to receive medical care and treatment as prescribed in §§ 577.15 and 577.18 of this part, when adequate facilities are available:

(1) Seamen aboard Department of Defense time-chartered vessels of commercial operators.

(2) In emergency, to save life or prevent undue suffering, seamen aboard time-chartered vessels other than those referred to in subparagraph (1) of this paragraph.

(3) Seamen on privately owned and operated vessels.

(d) *Medical and surgical treatment.* (1) Such medical and surgical care is authorized as is afforded by the facilities of the medical installation concerned, except as follows:

(i) No elective medical or surgical treatment is authorized.

(ii) No spectacles, artificial limbs, hearing aids, or artificial eyes will be provided.

(2) Seamen hospitalized under this section, whose condition would require retention in an Army hospital for a prolonged period of time, and when lack of transportation facilities prevents evacuation through their local ship's agent, may be evacuated through Army medical evacuation channels as soon as transfer without detriment to the patient is possible, provided that no seamen employed by a vessel of foreign registry will be evacuated to the continental United States.

(3) Seamen evacuated from overseas aboard Military Air Transport Service aircraft or aboard hospital ships or transports will not be considered to be in a hospital status while aboard and no per diem charge for medical care will be made.

(4) Continuation of hospitalization or out-patient treatment by Army medical treatment facilities in continental United States is not authorized. The commanding officer at the port of debarkation will, upon arrival of the seamen evacuated from overseas, effect disposition in accordance with applicable regulations.

(e) *Dental treatment.* Dental treatment will be limited to that necessary for the relief of pain or acute septic conditions, such as extractions and treatments, including temporary fillings. No permanent fillings or replacements will be provided.

(f) *Immunization and physical examination.* Immunizations and physical examinations of the personnel covered herein (excluding immunization and physical examination, which are an actual part of the in-patient or out-patient medical, surgical, or dental treatment authorized in paragraphs (d) and (e) of this section) may be furnished by the Department of the Army medical treatment facilities overseas, when adequate facilities are available.

(g) *Collection of charges.* The medical treatment facility concerned will col-

lect from the patient or from the patient's local ship's agent, charges for medical services at rates applicable to the fiscal year concerned. Remittances from the patient or the ship's agent will be made to the medical treatment facility concerned by cash or certified check.

[SR 40-590-43, July 20, 1951] (R. S. 161; 5 U. S. C. 22)

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
Acting The Adjutant General.

[F. R. Doc. 51-9220; Filed, Aug. 8, 1951;
8:45 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter III—Office of Price Stabilization, Economic Stabilization Agency

[Ceiling Price Regulation 46, Amdt. 1]

CPR 46—COPPER SCRAP AND COPPER
ALLOY SCRAP

REDUCTIONS IN CEILING PRICES FOR CERTAIN
GRADES OF COPPER ALLOY SCRAP AND
OTHER CHANGES

Correction

In Federal Register Document 51-8938, published at page 7591 of the issue for Friday, August 3, 1951, the date "July 13, 1951", appearing in the third line from the end of the effective date paragraph at the end of the document, should read "July 31, 1951".

[General Interpretation 2]

GEN. INT. 2—DEPOSIT CHARGES FOR CONTAINERS

Inquiries have been received from sellers who wish to institute deposit charges for the return of containers or to increase the deposit charges which they had in effect during the base period. Such changes would vary the terms or conditions of sale, and would be considered to constitute violations of ceiling price regulations unless made in the manner set forth below, or unless authorized by the wording of a particular price regulation. However, this interpretation does not apply where an applicable ceiling price regulation provides otherwise.

1. *Institution of deposit charges.* (a) Where a seller during the applicable base period sold on a container-included basis, the container is considered part of the commodity being sold. Therefore, a seller who now requires the return of the container and wishes to charge, for the contents alone, the price which is his ceiling price for both the contents and container, would be charging a price above his ceiling price.

Such a seller may, however, change from a container-included basis to a returnable-container basis if he deducts from his ceiling price an amount at least equal to the present value of the container after emptying. The seller will be deemed to have deducted an amount equal to the present value of the con-

tainer if he deducts an amount equal to the ceiling price for such container under a regulation establishing dollars and cents ceiling prices.

(b) Where a seller, during the applicable base period, sold on a returnable-container basis but made no deposit charge, he may now institute a deposit charge without making a deduction from his ceiling price.

2. *Amount of deposit charge.* The deposit charge must be a reasonable one under the circumstances, and, if reasonable, may exceed the seller's reduction in ceiling price for the contents. In determining whether a deposit charge is reasonable, factors such as the following must be considered:

(a) If the containers are easily broken or lost, such as milk bottles or soda bottles, or are readily replaceable, the replacement cost of the container would, generally, be the maximum deposit charge which would be considered reasonable.

(b) If the containers are in short supply and are not easily broken or lost, such as steel drums, the deposit charge may be considered reasonable in some cases even though it exceeds the replacement cost of the container.

3. *Evasion.* A deposit charge must be made in good faith solely for the purpose of obtaining the return of the container. It would constitute evasion of ceiling price regulations if instituted as an indirect method of obtaining a price higher than the seller's ceiling price. For example, a seller may not seek to increase his ceiling price by instituting a "deposit" charge with respect to a container which is of a kind not customarily returned or reused, or is customarily subject to excessive breakage or loss.

4. *Increase of deposit charge.* A deposit charge may be increased over the amount of such charge in effect during or after the base period, subject to paragraphs 2 and 3 above.

5. *Who may institute or increase deposit charges.* No seller may institute or increase a deposit charge unless he uses the container for packaging purposes; however, a seller may institute or increase a deposit charge not exceeding the amount by which his supplier has instituted or increased such a deposit charge pursuant to this interpretation.

(Sec. 704, Pub Law 774, 81st Cong., as amended)

HAROLD LEVENTHAL,
Chief Counsel,
Office of Price Stabilization.

AUGUST 7, 1951.

[F. R. Doc. 51-9315; Filed, Aug. 7, 1951;
1:24 p. m.]

[General Overriding Regulation 6, Amendment 3]

GOR 6—EXEMPTIONS RELATING TO SPECIFIED NONPROFIT ORGANIZATIONS

SALES BY GOODWILL INDUSTRIES

Pursuant to the Defense Production Act of 1950 as amended by Defense Pro-

duction Act Amendments of 1951 (Pub. Law 774, 81st Cong.; Pub. Law 96, 82nd Cong.), Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this amendment 3 to General Overriding Regulation 6 is hereby issued.

STATEMENT OF CONSIDERATIONS

This amendment to General Overriding Regulation 6 adds certain sales to those exempted by the regulation from any price regulations issued by the Office of Price Stabilization. The sales here exempted are of used and waste goods by Goodwill Industries, a group of nonprofit organizations which are affiliated with Goodwill Industries of America, Inc., and which operate throughout the United States for the purpose of providing rehabilitation, training and sheltered employment for handicapped persons. These organizations receive donations from the public of various types of merchandise, such as apparel, furniture and household appliances, which are sold either in the condition received or as reconditioned by the beneficiaries of the program.

In general, the considerations stated in support of General Overriding Regulation 6 are likewise applicable to the sales here referred to. In the judgment of the Director of Price Stabilization, it is not necessary for ceilings to be applied to these transactions.

AMENDATORY PROVISIONS

General Overriding Regulation 6 is amended in the following respect: By adding the following new section numbered 7:

SEC. 7. Sales by Goodwill Industries. No price regulation issued by the Office of Price Stabilization applies to sales at retail by organizations known as Goodwill Industries which are affiliated with Goodwill Industries of America, Inc. of used and waste goods donated by members of the public to those organizations and sold in the condition received or as reconditioned by the organizations.

(Sec. 704, Pub. Law 774, 81st Cong., Pub. Law 96, 82nd Cong.)

Effective date. This amendment to General Overriding Regulation 6 shall become effective August 13, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 8, 1951.

[F. R. Doc. 51-9474; Filed, Aug. 8, 1951;
11:21 a. m.]

Chapter VI—National Production Authority, Department of Commerce

[NPA Order M-25 as amended July 1, 1951, Amendment 1]

M-25-CANS

This amendment of August 7, 1951, to NPA Order M-25, is found necessary and appropriate to promote the national defense and is issued pursuant to authority

granted by section 101 of the Defense Production Act of 1950, as amended. In the formulation of this amendment consultation with industry representatives has been rendered impracticable due to the necessity for immediate action.

This amendment affects NPA Order M-25, as amended July 1, 1951, by deleting the proviso from paragraph (e) of section 9 and substituting a revised proviso, so that paragraph (e) of section 9 shall read as follows:

(e) The use of cans for packing any product which is required to be packed in cans, set aside and reserved for purchase by any authorized Government agency, is exempt from the use limitations of this order, but not from the can material specifications in Schedule I of this order: *Provided, however*, That whenever the product so to be packed by a packer, set aside and reserved for purchase by any authorized Government agency, is any one of the following:

Beans, lima	Spinach.
Beans, string.	Sweetpotatoes.
Carrots.	Tomatoes.
Catsup.	Tomato juice.
Corn.	Tomato paste.
Peas.	Tomato puree.

then all or any No. 10 cans or larger, or any part or parts thereof, which the packer uses for packing that product, whether all or less than all of his pack in No. 10 cans or larger of that product is so set aside and reserved, may be made of 0.50 electrolytic tin plate instead of 0.25 electrolytic tin plate in any respect for which 0.25 electrolytic tin plate is prescribed by the applicable can material specifications in Schedule I.

(Sec. 704, Pub. Law 774, 81st Cong., Pub. Law 96, 82d Cong. Interpret or apply sec. 101, Pub. Law 774, 81st Cong.; Pub. Law 96, 82d Cong.; sec. 101 E. O. 10161, Sept. 9, 1950, 15 F. R. 6105, 3 CFR, 1950, Supp.; sec. 2, E. O. 10200, Jan. 3, 1951, 16 F. R. 61.)

This amendment shall take effect on August 7, 1951.

NATIONAL PRODUCTION
AUTHORITY,
MANLY FLEISCHMANN,
Administrator.

[F. R. Doc. 51-9472; Filed, Aug. 8, 1951;
10:58 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 151—PROCEDURES BEFORE THE SOLICITOR

Correction

In Federal Register Document 51-7952, published in the FEDERAL REGISTER of Tuesday, July 10, 1951, at page 6682, the last paragraph of the document should read:

b. In Part 151—Procedures Before the Solicitor (39 CFR Part 151), Subpart A—Rules of Practice in Formal Proceedings Arising Under Postal Fraud, Lottery, and Fictitious Statutes, and §§ 151.1 to 151.29, are rescinded.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 740]

NEVADA

TRANSFER OF LANDS FROM THE TOIYABE NATIONAL FOREST TO THE HUMBOLDT NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (16 U. S. C. 473) and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Secretary of Agriculture, it is ordered as follows:

The following-described lands, comprising the Santa Rosa Division of the Toiyabe National Forest, are hereby transferred to the Humboldt National Forest, effective July 1, 1951:

MOUNT DIABLO MERIDIAN

- T. 41 N., R. 38 E.,
Secs. 1 to 29, inclusive;
Sec. 30, lots 1 and 2, NE $\frac{1}{4}$, and E $\frac{1}{2}$ NW $\frac{1}{4}$;
Secs. 32 to 35, inclusive.
- T. 42 N., R. 38 E.,
Secs. 1 to 5, inclusive, secs. 8 to 17, inclusive, secs. 20 to 29 inclusive, and secs. 31 to 36, inclusive, unsurveyed.
- T. 43 N., R. 38 E.,
Secs. 1 to 5, inclusive, and secs. 8 to 36, inclusive.
- T. 44 N., R. 38 E.,
Sec. 1;
Secs. 11 to 14, inclusive, secs. 22 to 28, inclusive, and secs. 33 to 36, inclusive.
- T. 41 N., R. 39 E.,
Sec. 6, lots 3, 4, and 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$.
- T. 42 N., R. 39 E.,
Secs. 5 to 8, inclusive;
Sec. 17, W $\frac{1}{4}$;
Secs. 18, 19, 30, and 31.
- T. 43 N., R. 39 E.,
Secs. 1 to 21, inclusive;
Secs. 29 and 30.
- T. 44 N., R. 39 E.,
T. 45 N., R. 39 E.,
Secs. 1 to 4, inclusive, secs. 9 to 16, inclusive, secs. 21 to 27, inclusive, and secs. 34 to 36, inclusive.
- T. 46 N., R. 39 E.,
Secs. 1 to 4, inclusive, secs. 9 to 16, inclusive, and secs. 20 to 26, inclusive;
Sec. 27, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 28, N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 29;
Sec. 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 34, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$;
Secs. 35 and 36.
- T. 47 N., R. 39 E.,
Sec. 1, lots 1 and 2, E $\frac{1}{2}$ lot 5, lots 6 to 10, inclusive, S $\frac{1}{2}$;
Sec. 2, E $\frac{1}{2}$, lot 10, E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 10, S $\frac{1}{2}$;
Secs. 11 to 15, inclusive, secs. 22 to 27, inclusive, and secs. 34 to 36, inclusive.
- T. 43 N., R. 40 E.,
Secs. 1 to 12, inclusive, and secs. 15 to 22, inclusive;
Secs. 27 and 28;
Sec. 29, E $\frac{1}{2}$ and NW $\frac{1}{4}$;
Sec. 30, NE $\frac{1}{4}$.
- Ts. 44 to 46 N., R. 40 E.

T. 47 N., R. 40 E.,
 Sec. 3, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 4, W $\frac{1}{2}$ lots 8 and 10, lot 9, S $\frac{1}{2}$;
 Sec. 5, lots 2 to 10, inclusive, S $\frac{1}{2}$;
 Secs. 6 to 10, inclusive;
 Sec. 11, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$;
 Sec. 13, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Secs. 14 to 36, inclusive.
 T. 44 N., R. 41 E.,
 Secs. 5 to 8, inclusive.
 T. 45 N., R. 41 E.,
 Secs. 4 to 9, inclusive, secs. 16 to 21, inclusive, and secs. 28 to 32, inclusive.
 T. 46 N., R. 41 E.,
 Secs. 2 to 11, inclusive;
 Sec. 12, W $\frac{1}{2}$;
 Sec. 13, W $\frac{1}{2}$;
 Secs. 14 to 23, inclusive;
 Sec. 24, W $\frac{1}{2}$;
 Sec. 25, W $\frac{1}{2}$;
 Secs. 26 to 35, inclusive.
 T. 47 N., R. 41 E.,
 Sec. 19, lots 2, 3, and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 20, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 29, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
 Secs. 30 to 34, inclusive.

It is not intended by this order to give a national-forest status to any publicly owned lands which have not hitherto had such a status or to change the status of any publicly owned lands which have hitherto had national forest status.

R. D. SEARLES,
Acting Secretary of the Interior.

AUGUST 3, 1951.

[F. R. Doc. 51-9221; Filed, Aug. 8, 1951; 8:45 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 7853]

PART 18—INDUSTRIAL, SCIENTIFIC AND MEDICAL SERVICE

WELDING DEVICES USING RADIO FREQUENCY ENERGY

In the matter of petitions filed by Joint Industry Committee on High Frequency Stabilized Arc Welders for amendment of Part 18 of the rules as applies to welding devices using radio frequency energy.

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration, a petition filed by the Joint Industry Committee on High Frequency Stabilized Arc Welders, primarily requesting the suspension of the July 31, 1951, effective date of Part 18 of the Commission's rules insofar as such rules affect welding equipment using radio frequency energy, and secondarily proposing certain new rules and allocation of additional frequencies and requesting the initiation of new rule-making proceedings and certain other relief; and

It appearing that the effective date of Part 18 of the rules relating to radio frequency operated welding equipment has heretofore been suspended by Commis-

sion order until July 31, 1951, pending study and development of apparatus capable of conforming to the requirements of the rules; and

It further appearing, that additional time is necessary for the development, testing and evaluation of equipment capable of compliance with the technical standards of the rules in question; and

It further appearing, that further investigation and study of this matter would be in the public interest, and

It further appearing, that extensive research attempting to bring the welding equipment in question into compliance with the provisions of Part 18 of the rules has been undertaken by the petitioners and those whom they represent but has not yet proved wholly successful, and that full technical engineering data relative to the problem are not yet available; and

It further appearing, that the petitioners and those whom they represent have assured the Commission of their continued purpose to pursue their program of research and development in this field; and

It further appearing, that the contemplated program of continued research and development may result in the solution of the engineering problems involved and in the disclosure of other valuable information; and

It further appearing, that suspension of the July 31, 1951 effective date of Part 18 of the Commission's rules as concerns welding equipment using radio frequency energy is warranted to the extent indicated in the amendment of Part 18 hereinafter ordered; that because the previously fixed effective date of Part 18 for welding devices has already arrived, the notice and public procedure provided for by section 4 (a) of the Administrative Procedure Act are impracticable; that because the amendment grants an exemption, the notice and service requirements of section 4 (c) of the Administrative Procedure Act are inapplicable; and

It further appearing, that authority for the amendment herein ordered is contained in sections 4 (i), 301, 303, 303 (f) and (r) of the Communications Act of 1934, as amended:

It is ordered, That, effective July 31, 1951, the footnote to § 18.1 (a) be and the same is hereby amended as follows:

¹ The effective date of Part 18, with respect to electric welding devices using radio frequency energy, is suspended from July 31, 1951 until Jan. 31, 1952: *Provided, however*, That from and after July 31, 1951, the operation of such devices shall be subject to the condition that if such operation causes interference to any authorized radio service, steps to remedy such interference conditions shall be taken promptly by the person responsible for the operation of the electric welding devices involved: *Provided further, however*, That in any case where a proper showing is made to the Commission that the welding devices involved in fact meet the conditions set forth in Part 18 for type approval or certification of such devices by the Commission and are being operated in a manner that in fact complies with the provisions set forth in Part 18 as applicable to such devices, the person responsible for the operation of such devices may have the benefit of the provisions of footnote 5 to § 18.32 as set forth in Part 18 notwithstanding

ing the fact that such footnote, as part of Part 18, shall not be in effect generally with respect to such welding devices prior to Jan. 31, 1952.

It is further ordered, That insofar as the mentioned petitions request relief other than the suspension of the effective date of Part 18 of the rules, action on such petitions be and the same is hereby deferred pending further study by the Commission of the various proposals submitted in such petitions and of the further related problems involved.

(Sec. 4, 48 Stat. 1066 as amended; 47 U. S. C. 303. Interprets or applies sec. 154, 48 Stat. 1082; 47 U. S. C. 303)

FEDERAL COMMUNICATIONS
 COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9285; Filed, Aug. 8, 1951; 8:53 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicle

PART 7—LIST OF FORMS, PART II INTERSTATE COMMERCE ACT

ENDORSEMENT FOR MOTOR CARRIER POLICIES OF INSURANCE FOR AUTOMOBILE BODILY INJURY AND PROPERTY DAMAGE LIABILITY

At a session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 1st day of August A. D. 1951.

It appearing, that the Commission entered order of June 5, 1951 (16 F. R. 6754), prescribing Form BMC 80 (§ 7.80);

It further appearing, that there is need for amendment of Form BMC 80—Endorsement for Motor Carrier Policies of Insurance for Automobile Bodily Injury and Property Damage Liability under section 215 of the Interstate Commerce Act, in order to clarify the phraseology of the sixth paragraph and the first sentence of the seventh paragraph thereof immediately preceding the colon;

It further appearing, that the proposed amendments involve only changes in language to make clear that the endorsement conforms to the findings of the Commission, Division 5, in Ex Parte No. MC-5 and Ex Parte No. 159 (16 F. R. 3587(3588) and that notice and public procedure thereon are unnecessary;

It is ordered, That the sixth paragraph and the first sentence of the seventh paragraph immediately preceding the colon, of Form BMC 80 (§ 7.80) be revoked and the following be substituted, in lieu thereof:

The limits of the Company's liability for the amounts provided in this endorsement apply separately to each accident and any payment under the policy because of any one accident shall not operate to reduce the liability of the Company for the payment of final judgments resulting from any other accident.

The Company shall not be liable for amounts in excess of the following for each accident:

¹ Form filed as part of the original document.

This order shall be effective October 31, 1951, and shall continue in effect until the further order of the Commission.

Notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission, Washington, D. C., and by filing a copy with the Division of the Federal Register.

(56 Stat. 285; 49 U. S. C. 1003)

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 51-9242; Filed, Aug. 8, 1951;
8:51 a. m.]

Subchapter D—Freight Forwarders

PART 405—SURETY BONDS AND POLICIES OF INSURANCE

ENDORSEMENT FOR FREIGHT FORWARDER POLICIES OF INSURANCE FOR AUTOMOBILE BODILY INJURY AND PROPERTY DAMAGE LIABILITY

At a session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 1st day of August, A. D., 1951.

It appearing, that the Commission entered order of June 5, 1951 (16 F. R. 6754), prescribing Form FF. 40 (§ 405.8);

It further appearing, that there is need for amendment of Form FF. 40¹—Endorsement for Freight Forwarder Policies of Insurance for Automobile Bodily Injury and Property Damage Liability under section 403 (d) of the Interstate Commerce Act, in order to clarify the phraseology of the sixth paragraph thereof;

It further appearing, that the proposed amendment involves only changes in language to make clear that the endorsement conforms to the findings of the Commission, Division 5, in Ex Parte No. MC-5 and Ex Parte No. 159 (16 F. R. 3587, 3588), and that notice and public procedure thereon are unnecessary;

It is ordered, That the sixth paragraph of Form FF. 40 (§ 405.8) be revoked and the following paragraph be substituted in lieu thereof:

The limits of the Company's liability for the amounts provided in this endorsement

apply separately to each accident and any payment under the policy because of any one accident shall not operate to reduce the liability of the Company with respect to the payment of final judgments resulting from any other accident, but the Company shall not be liable with respect to any one accident for an amount in excess of \$10,000 for bodily injuries to or the death of one person; \$20,000 for bodily injuries to or death of all persons injured or killed, subject to a maximum of \$10,000 for bodily injuries to or death of one person; and \$5,000 for loss of or damage to property.

This order shall be effective October 31, 1951, and shall continue in effect until the further order of the Commission.

Notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission, Washington, D. C., and by filing a copy with the Division of the Federal Register.

(56 Stat. 285; 49 U. S. C. 1003)

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 51-9241; Filed, Aug. 8, 1951;
8:51 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter C—Management of Wildlife Conservation Areas

PART 33—CENTRAL REGION

SUBPART—HORICON NATIONAL WILDLIFE REFUGE, WISCONSIN

HUNTING

Basis and purpose. On the basis of observation and reports of field representatives of the Fish and Wildlife Service and of Conservation Agents of the Wisconsin Conservation Department it has been determined that there is a general surplus of deer in certain areas of Wisconsin and that a reduction of the population can be facilitated by opening the Horicon National Wildlife Refuge to the public hunting of deer without interfering with the primary purpose of the refuge.

Inasmuch as the following regulation is a relaxation of the existing prohibition against hunting on the Horicon National Wildlife Refuge, publication prior to the effective date is not required (60 Stat. 237; 5 U. S. C. 1001 et seq.).

Effective immediately upon publication in the FEDERAL REGISTER the following subpart and §§ 33.81–33.83, inclusive, are added:

Sec.

33.81 Deer hunting permitted.

33.82 Entry.

33.83 State hunting laws.

AUTHORITY: §§ 33.81 to 33.83 issued under sec. 10, 45 Stat. 1224; 16 U. S. C. 7151.

§ 33.81 *Deer hunting permitted.* Deer may be taken in the daylight hours during the 1951 season on all of the lands of the United States within the Horicon National Wildlife Refuge, except within one-half mile of residences, as may be designated by suitable posting by the officer in charge, subject to the provisions, conditions, restrictions, and requirements of §§ 33.82 and 33.83. Hunting from boats or any floating devices is prohibited.

§ 33.82 *Entry.* Entry on and use of the Refuge are governed by the regulations in Parts 18 and 21 of this chapter and strict compliance therewith is required. Hunters, when entering and leaving the public hunting area, must report to representatives of the Service or of the State at such checking stations as may be established for the purpose of regulating the hunt.

§ 33.83 *State hunting laws.* Strict compliance with all State laws and regulations is required and any person who hunts on the Refuge must have in his possession and exhibit at the request of any authorized Federal or State officer, a valid State hunting license for the taking of deer, if such is required by the State laws and regulations, which license shall serve as a Federal permit for the hunting of deer on the Refuge.

Dated: August 2, 1951.

O. H. JOHNSON,
Acting Director.

[F. R. Doc. 51-9225; Filed, Aug. 8, 1951;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 423445]

UTAH

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS RESTORED FROM STRAWBERRY VALLEY PROJECT

AUGUST 3, 1951.

An order of the Bureau of Reclamation dated February 1, 1950, concurred in by the Associate Director, Bureau of

¹ Form filed as part of the original document.

Land Management, March 27, 1950, revoked the Departmental orders of January 30, 1906, February 29, 1912, March 16, 1912, April 16, 1913, May 2, 1914, January 6, 1923, and January 10, 1923, so far as they withdrew in the first form prescribed by section 3 of the Reclamation Act of June 17, 1902 (32 Stat. 388), the following described lands in connection with the Strawberry Valley Project, Utah, and provided that such revocation shall not affect the withdrawal of any other lands by said order or affect any other order withdrawing or reserving the lands described:

SALT LAKE MERIDIAN

T. 8 S., R. 1 E.,
Sec. 13, NW¼SW¼;
Sec. 15, W½E½, W½;
Sec. 21, E½, E½W½;
Sec. 22, lots 1, 2, 5, 6, 7, 8, W½E½, W½;
Sec. 27, lot 2, NW¼NE¼, S½NE¼, W½, SE¼;
Sec. 28, all;
Sec. 29, E½SE¼;
Sec. 33, all;
Sec. 34, all.
T. 9 S., R. 1 E.,
Sec. 3, all;
Sec. 4, all;
Sec. 5, lot 1, SE¼NE¼, NE¼SE¼, S½SE¼, E½E½SW¼.

Sec. 8, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$,
N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ -
SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9, all;
Sec. 10, all;
Sec. 14, lot 2, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 15, W $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 22, NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 23, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 26, W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The above areas aggregate 8,698.44 acres.

The lands are chiefly valuable for grazing purposes.

No applications for these lands may be allowed under the homestead, small tract, desert-land, or any other nonmineral public land laws, unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m., on the 35th day after the date of this order. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, and selection as follows:

(a) *Ninety-one-day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this order shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m., on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m., on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m., on the 126th day after the date of this order, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m., on the 126th day after the date of this order, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land and Survey Office, Salt Lake City, Utah, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land and Survey Office, Salt Lake City, Utah.

WILLIAM ZIMMERMAN, Jr.,
Associate Director.

[F. R. Doc. 51-9222; Filed, Aug. 8, 1951;
8:46 a. m.]

NEVADA CLASSIFICATION ORDER

JULY 20, 1951.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 427 dated August 16, 1950, I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. 682a), as hereinafter indicated, the following described land in the Nevada land district, embracing approximately 40 acres,

NEVADA SMALL TRACT CLASSIFICATION No. 72

For lease and sale for homesites only:

T. 21 S., R. 61 E., M. D. M.,
Sec. 26, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

The lands are situated in Clark County, Nevada, a distance of approximately five miles from the City of Las Vegas, Nevada. The area is desert in character and is one that is considered ideal for health and recreational purposes. In Las Vegas there may be found all the usual community services. Water for domestic use may be obtained by sinking wells.

2. As to applications regularly filed prior to 10:00 a. m., July 25, 1949, and

are for the type of site for which the land is classified, this order shall become effective upon the date it is signed.

3. As to the land not covered by applications referred to in paragraph 2, this order shall not become effective to permit leasing under the Small Tract Act until 10:00 a. m., September 21, 1951. At that time such land shall, subject to valid existing rights, become subject to application as follows:

(a) Ninety-day preference period for qualified veterans of World War II from 10:00 a. m., September 21, 1951, to close of business on December 20, 1951.

(b) Advance period for veterans' simultaneous filings from 10:00 a. m., July 25, 1949, to 10:00 a. m., September 21, 1951.

4. Any of the land remaining unappropriated shall become subject to application under the Small Tract Act by the public generally, commencing at 10:00 a. m., December 21, 1951.

(a) Advance period for simultaneous nonpreference filings from 10:00 a. m., July 25, 1949, to 10:00 a. m., December 21, 1951.

5. Applications filed within the periods mentioned in paragraphs 3 (b) and 4 (a) will be treated as simultaneously filed.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their application by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

6. All of the land will be leased in tracts of approximately 5 acres, each being approximately 330 by 660 feet, the longer dimension to extend north and south.

7. Preference right leases referred to in paragraph 2 will be issued for the land described in the application irrespective of the direction of the tract, provided the tract conforms to or is made to conform to the area and the dimension specified in paragraph 6.

8. Where only one 5-acre tract in a 10-acre subdivision is embraced in a preference right application, an application for the remaining 5-acre tract extending in the same direction will be accepted in order to fill out the subdivision notwithstanding the direction specified in paragraph 6.

9. Leases will be for a period of three years at an annual rental of \$5.00 payable for the entire lease period in advance of the issuance of the lease. Leases will contain an option to purchase clause at the appraised value of \$10.00 per acre, application for which may be filed during the term of the

lease but not more than 30 days prior to the expiration of one year from the date of the lease issuance.

10. Tracts will be subject to rights-of-way not exceeding 33 feet in width along or near the edges thereof for road purposes and public utilities. Such rights-of-way may be utilized by the Federal Government, or the State, County or municipality in which the tract is situated, or by any agency thereof. The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of the patent. If not so located, they may be subject to location after patent is issued.

11. All inquiries relating to these lands should be addressed to the Manager, Nevada Land and Survey Office, Reno, Nevada.

L. T. HOFFMAN,
Regional Administrator, Region II.

[F. R. Doc. 51-9224; Filed, Aug. 8, 1951;
8:46 a. m.]

TOK TOWNSITE, ALASKA

NOTICE OF SALE

AUGUST 2, 1951.

Notice is hereby given that the lots listed below will be offered at public sale to the highest bidder at 1:00 p. m. on Tuesday, September 4, 1951, at the Customs House at Tok, Alaska.

No lot will be sold for less than the appraised price as shown below. Bids may be offered for all who may care to do so, except that no person shall acquire more than four lots. The successful bidder may make full payment at the time of sale or may pay one-third of the bid price down, with the remainder payable to the Manager of the U. S. Land Office at Fairbanks, Alaska, within 10 days from the date of sale. Down payment will be forfeited if the balance is not paid when due. Forfeited lots will be subject to private entry at reappraised prices.

The officer conducting the sale is authorized to reject any and all bids, to suspend, adjourn or postpone the sale of any lot or lots, and to reappraise lots at the time of sale or after the sale has been adjourned or closed. Patent for lots sold will be issued by the Bureau of Land Management, Washington, D. C., and will contain a reservation of fissionable materials. All persons are warned against violation of the provisions of 18 U. S. C. 1860 prohibiting unlawful combination or intimidation of bidders.

Following are the lots being offered for sale and the minimum acceptable bid price for each lot:

Block 2W: Lots 1-6.....	\$125.00
Block 4W:	
Lots 1-8.....	100.00
Lots 9-13.....	75.00
Block 5W:	
Lots 1-8.....	100.00
Lots 9-13.....	75.00
Block 6W:	
Lots 1-5.....	100.00
Lots 6-10.....	75.00
Block 7W: Lots 1-10.....	75.00

Block 8W: Lots 1-10.....	75.00
Block 1E: Lots 1-7.....	150.00
Block 2E: Lots 1-6.....	125.00
Block 4E:	
Lots 5-8.....	100.00
Lots 9-10.....	75.00
Block 5E:	
Lots 1-8.....	100.00
Lots 9-13.....	75.00
Block 6E:	
Lots 1-5.....	100.00
Lots 6-10.....	75.00
Block 7E: Lots 1-10.....	75.00
Block 8E: Lots 1-10.....	75.00

LOWELL M. PUCKETT,
Regional Administrator, Region VII.

[F. R. Doc. 51-9223; Filed, Aug. 8, 1951;
8:46 a. m.]

DEPARTMENT OF AGRICULTURE

Farm Credit Administration

[Farm Credit Administration Order No. 527]

COOPERATIVE BANK COMMISSIONER, DEPUTY COOPERATIVE BANK COMMISSIONER, ASSISTANT COOPERATIVE BANK COMMISSIONER, AND ASSISTANT DEPUTY COOPERATIVE BANK COMMISSIONER

DELEGATION OF AUTHORITY TO PERFORM CERTAIN FUNCTIONS, POWERS, AUTHORITY, AND DUTIES

The Cooperative Bank Commissioner shall, subject to the jurisdiction and control of the Governor of the Farm Credit Administration, execute and perform all functions, powers, authority, and duties pertaining to the administration of the provisions of law relative to the Central Bank for Cooperatives and the district banks for cooperatives.

B. F. Wiehmann, Deputy Cooperative Bank Commissioner, is hereby authorized and empowered to execute and perform the functions, powers, authority, and duties which the Cooperative Bank Commissioner is authorized and empowered to execute or perform in the event the Cooperative Bank Commissioner is absent or unable to serve for any reason.

S. Y. McConnell, Assistant Cooperative Bank Commissioner, is hereby authorized to execute and perform the functions, powers, authority, and duties which the Cooperative Bank Commissioner is authorized and empowered to execute or perform in the event the Cooperative Bank Commissioner and Deputy Cooperative Bank Commissioner are absent or unable to serve for any reason.

W. C. Frazee, Assistant Deputy Cooperative Bank Commissioner, is hereby authorized to execute and perform the functions, powers, authority, and duties of the Cooperative Bank Commissioner in the event the Cooperative Bank Commissioner, the Deputy Cooperative Bank Commissioner, and the Assistant Cooperative Bank Commissioner are absent or unable to serve for any reason.

The foregoing revokes Farm Credit Administration Order No. 483, dated July 26, 1948, 13 F. R. 4337.

[SEAL]

I. W. DUGGAN,
Governor.

[F. R. Doc. 51-9303; Filed, Aug. 8, 1951;
8:55 a. m.]

DEPARTMENT OF COMMERCE

Federal Maritime Board

DET FORENEDE DAMPSKIBS-SLSKAB
AKTIESELSKAB ET AL.

NOTICE OF AGREEMENTS FILED FOR APPROVAL

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916, as amended.

Agreement No. 7828, between Det Forenede Dampskibs-Selskab Aktieselskab and Bull Insular Lines, Inc., covers transportation of general cargo under through bills of lading from Norway, Sweden, Finland, Denmark and Poland to Puerto Rico, with transshipment at New York, Baltimore or Philadelphia.

Agreement No. 7754-1, between Hamburg-Amerika Linie and United States Navigation Co., Inc., modifies approved agreement 7754 to more clearly define the class, type and standard of service Hamburg-Amerika Linie intends operating under said agreement, which provides that upon establishment by Hamburg-Amerika Linie of a cargo berth service in the trade between European ports in the Antwerp-Stettin range and East Coast, St. Lawrence, Great Lakes and Gulf ports in the United States and/or eastern ports of Canada and that so long as United States Navigation Company shall act as general agents for Hamburg-Amerika Linie in North America for such service, United States Navigation Company shall not operate without the consent of Hamburg-Amerika Linie either as principal or agent, except for Norddeutscher Lloyd, any berth services between European ports in the Antwerp-Stettin range and U. S. Atlantic and Gulf ports excepting non-competitive full cargo ships and tankers; and provides that United States Navigation Company's berth services as to Baltic and Scandinavian ports may only be eastbound.

Agreement No. 7755-1A, between Norddeutscher Lloyd and United States Navigation Co., Inc., modifies approved agreement 7755 to more clearly define the class, type and standard of service Norddeutscher Lloyd intends operating under said agreement, which provides that upon establishment by Norddeutscher Lloyd of a cargo berth service in the trade between European ports in the Antwerp-Stettin range and East Coast St. Lawrence, Great Lakes and Gulf ports in the United States and/or eastern ports of Canada and that so long as United States Navigation Company shall act as general agents for Norddeutscher Lloyd in North America for such service, United States Navigation Company shall not operate without the consent of Norddeutscher Lloyd either as principal or as agent, except for Hamburg-Amerika Linie, any berth service between European ports in the Antwerp-Stettin range and U. S. Atlantic and Gulf ports excepting non-competitive full cargo ships and tankers; and provides that United States Navigation Company's berth services as to Baltic and Scandinavian ports may only be eastbound.

Agreement No. 7812-1, between Stockard Steamship Corporation, Atlantic Ocean Transport Corporation and North American Terminal Corporation, modifies the approved Levant Line Joint Service Agreement No. 7812 by adding a paragraph providing that the trade name "Levant Line" and the good will of the joint service shall be the sole property of the Atlantic Ocean Transport Corporation.

Agreement No. 7960-1, between the member lines of the Swiss/North Atlantic Freight Conference and the member lines of the Marseilles/North Atlantic U. S. A. Freight Conference, modifies approved agreement 7960 which provides for the observance by the member lines of the Marseilles/North Atlantic U. S. A. Freight Conference, and their Swiss agents, of rates and conditions established by the Swiss/North Atlantic Freight Conference, and the Swiss agents of that Conference on cargo originating in Switzerland moving via Marseilles to U. S. North Atlantic ports. The purpose of this modification is to bring the description in such agreement of the scope of the Swiss/North Atlantic Freight Conference in line with the presently effective scope of such Conference.

Interested parties may inspect these agreements and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to any of the agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 6, 1951.

By order of the Federal Maritime Board.

[SEAL]

A. J. WILLIAMS,
Secretary.

[F. R. Doc. 51-9136; Filed, Aug. 8, 1951;
8:45 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-1710]

TRANSCONTINENTAL GAS PIPE LINE CORP.

NOTICE OF CONTINUANCE OF HEARING

AUGUST 2, 1951.

Upon consideration of request by counsel for Transcontinental Gas Pipe Line Corporation, filed July 27, 1951, for continuance of the hearing now scheduled for August 6, 1951, in the above-designated matter;

Notice is hereby given that the hearing in the above-designated matter be and it is hereby continued to December 17, 1951, at 10:00 a. m., in the Commission's Hearing Room, at 1800 Pennsylvania Avenue NW., Washington, D. C.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-9226; Filed, Aug. 8, 1951;
8:47 a. m.]

[Docket No. G-1735]

NORTH PENN GAS CO. AND CRYSTAL CITY
GAS CO.

ORDER FIXING DATE OF HEARING

AUGUST 3, 1951.

On July 6, 1951, North Penn Gas Company (North Penn), a Pennsylvania corporation having its principal place of business at Port Allegany, Pennsylvania, and its wholly-owned subsidiary, Crystal City Gas Company (Crystal City), a New York corporation having its principal place of business at Corning, New York (hereinafter sometimes referred to as Applicants), filed a joint application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas transmission loop pipe-line facilities, subject to the jurisdiction of the Commission, all as more fully described in the joint application on file with the Commission and open to public inspection.

The facilities which applicants propose to construct consist of a single continuous pipe line looping their existing facilities which is designed to transport additional volumes of natural gas into the systems of applicants. One of the principal functions of the proposed facilities will be to permit North Penn to make increased use of its Farmington Storage Area by providing a means whereby North Penn will be able to place greater volumes of natural gas into storage in the Farmington Area during the off peak months. Applicants have requested that their application be disposed of expeditiously so that, if granted, they will be able to install the proposed facilities prior to the coming winter season, and thus attain the maximum possible input into storage during the present off peak period.

Applicants have requested that their application be heard under the shortened procedure provided by § 1.32 (b) [18 CFR 1.32 (b)] of the Commission's rules of practice and procedure for non-contested proceedings, and this proceeding is a proper one for disposition under the aforementioned rule, no request to be heard, protest or petition raising an issue of substance having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on July 18, 1951 (16 F. R. 6889).

The Commission finds: It is reasonable and in the public interest and good cause exists for fixing the date of hearing in this proceeding less than 15 days after publication of this order in the FEDERAL REGISTER.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a public hearing be held on August 15, 1951, at 9:45 a. m., in the Hearing Room of the Federal Power Commission, 1300 Pennsylvania Avenue NW., Wash-

ington, D. C., concerning the matters involved and the issues presented by the joint application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: August 6, 1951.

By the Commission.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 51-9227; Filed, Aug. 8, 1951;
8:47 a. m.]

GENERAL SERVICES ADMINISTRATION

SECRETARY OF DEFENSE

DELEGATION OF AUTHORITY WITH RESPECT TO DISPOSAL OF TEMPORARY BARRACKS STRUCTURES

1. Pursuant to authority vested in me by the provisions of the Federal Property and Administrative Services Act of 1949, as amended (Public Laws 152 and 754, 81st Congress), authority is hereby delegated to the Secretary of Defense to dispose of, by competitive bids, 14 C. A. A. Barracks Buildings numbered T-1503 to T-1506, inclusive, and T-1508 to T-1517, inclusive, located on Tract 2, Washington National Airport, Gravelly Point, Virginia, GSA Control No. C-Va-412, and more specifically described in GSA Form 30 "Report of Excess Real Property", submitted to the General Services Administration by the Director, Washington National Airport, Civil Aeronautics Administration, Department of Commerce, Washington, D. C., under date of June 26, 1951.

2. The aforesaid property has been screened for the needs of the Department of Defense and other Federal agencies, and has been determined to be surplus property within the meaning of the aforesaid act.

3. The authority delegated herein may be redelegated to any officer or employee of the Department of Defense.

4. This delegation shall be effective as of the date hereof.

Dated: August 6, 1951.

RUSSELL FORBES,
Acting Administrator.

[F. R. Doc. 51-9304; Filed, Aug. 8, 1951;
9:40 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 26302]

COAL FROM ILLINOIS TO HUMBOLDT, IOWA
APPLICATION FOR RELIEF

AUGUST 6, 1951.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. G. Raasch, Agent, for carriers parties to Gulf, Mobile and Ohio Railroad Company tariffs I. C. C. Nos. 151 and 243.

Commodities involved: Soft coal or bituminous fine coal which has passed through a bar screen not exceeding 1½ inches between bars, or its equivalent, carloads.

From: Points in northern Illinois, Springfield and Belleville, Ill., groups.

To: Humboldt, Iowa.

Grounds for relief: Circuitous routes and market competition.

Schedules filed containing proposed rates: GM&O RR. tariff I. C. C. No. 151, Supp. 62; GM&O RR. tariff I. C. C. No. 243 (Alton RR. series), Supp. 83.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51-9244; Filed, Aug. 8, 1951;
8:51 a. m.]

[4th Sec. Application 26303]

SUGAR FROM LOUISIANA AND TEXAS TO
MEMPHIS, TENN.

APPLICATION FOR RELIEF

AUGUST 6, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariff I. C. C. No. 3662 and Agent W. P. Emerson, Jr.'s tariff I. C. C. No. 380.

Commodities involved: Sugar, beet or cane, carloads.

From: Points in Louisiana and Texas.
To: Memphis, Tenn.

Grounds for relief: Circuitous routes, competition with rail carriers, and market competition.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3662, Supp. 86; W. P. Emerson, Jr.'s tariff I. C. C. No. 380, Supp. 112.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission

in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51-9243; Filed, Aug. 8, 1951;
8:51 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-2638]

SCRANTON-SPRING BROOK WATER SERVICE
CO. ET AL.

ORDER AUTHORIZING PROPOSED MERGER

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of August A. D. 1951.

In the matter of Scranton-Spring Brook Water Service Company, Carbon-dale Gas Company, and Wyoming County Gas Company, File No. 70-2638.

Scranton-Spring Brook Water Service Company ("Scranton"), a gas utility and water company subsidiary of Federal Water and Gas Corporation, a registered holding company, and Carbondale Gas Company ("Carbondale") and Wyoming County Gas Company ("Wyoming"), gas utility subsidiaries of Scranton, having filed a joint application-declaration with this Commission, pursuant to sections 9 (b) (1) and 12 of the Public Utility Holding Company Act of 1935 ("act") and Rules U-42 and U-43 promulgated thereunder, with respect to the following transactions:

Scranton, the owner of all the outstanding common stock (constituting all the outstanding securities) of Carbondale and Wyoming, proposes to acquire, by means of what is designated a "short-form" merger under Pennsylvania law, all of the property of Carbondale and Wyoming. In exchange for such property, Scranton is to assume all the liabilities of Carbondale and Wyoming and surrender for cancellation all of their outstanding common stocks. Upon consummation of said transactions, Carbondale and Wyoming will cease to exist and Scranton is to become vested with all of their property franchises and other rights.

Said joint application-declaration having been filed on May 22, 1951, and the last amendment thereto having been filed on July 26, 1951, and notice of said filing having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request

for a hearing with respect to said joint application-declaration within the period of time specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing that the proposed merger and transactions incident thereto have been expressly authorized by the Pennsylvania Public Utilities Commission, the State Commission of the state in which Scranton, Carbondale and Wyoming are organized and doing business; and

The Commission finding that the requirements of the applicable provisions of the act and the rules and regulations promulgated thereunder are satisfied, that no adverse findings are necessary, that no basis appears for imposing any terms and conditions in connection with our order other than those specified by Rule U-24, and deeming it appropriate in the public interest and in the interest of investors and consumers to grant and permit to become effective said joint application-declaration, as amended; and

It appearing that the estimated fees and expenses in the aggregate amount of \$1,661.46, to be incurred and paid by Scranton in connection with the proposed transactions, are not unreasonable and should be approved:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that said joint application-declaration be, and it hereby is, granted and permitted to become effective subject to the terms and conditions prescribed by Rule U-24, and that this order shall become effective upon its issuance.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 51-9229; Filed, Aug. 8, 1951;
8:47 a. m.]

[File No. 59-15]

NORTHERN NEW ENGLAND CO. AND NEW
ENGLAND PUBLIC SERVICE CO., RE-
SPONDENTS

NOTICE OF FILING OF PLAN FOR THE LIQUIDATION AND DISSOLUTION OF NEW ENGLAND PUBLIC SERVICE COMPANY AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 2d day of August A. D. 1951.

The Commission, on May 2, 1941, entered an order, pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935 ("act"), directing New England Public Service Company ("NEPSCO"), a registered holding company and a subsidiary of Northern New England Company ("Northern"), also a registered holding company, to change its capitalization to one class of stock, namely, common stock, or in the alternative, at its election to liquidate its affairs and distribute its assets to its security holders. (See Northern New England Company et al., 9 S. E. C. 224 (1941).) Thereafter, NEPSCO elected to comply with the order by liquidation and filed a stipulation in these proceedings that it would undertake to liquidate

its affairs and distribute its assets to its security holders.

The Commission, from time to time since the issuance of its order, has approved various applications and declarations of NEPSCO providing, inter alia, for the merger of certain companies, the sale of its holdings in certain textile and other non-utility companies, and for the retirement of its Prior Lien Preferred Stock, as steps toward compliance with said order.

Notice is hereby given that NEPSCO has filed an application, pursuant to section 11 (e) of the act, for approval of a final plan providing for the distribution of its remaining assets to its security holders and for its liquidation and dissolution. The plan is submitted for the stated purpose of effectuating complete compliance with the Commission's order of May 2, 1941.

All interested persons are referred to said plan, which is on file in the office of this Commission, for a statement of the transactions and terms therein proposed, which are hereinafter summarized. At May 31, 1951, NEPSCO had outstanding \$1,490,000 principal amount of bank loans due October 11, 1951, and the following classes of capital stock:

	Number of shares outstanding	Stated value or par value
Preferred stock cumulative, no par:		
\$7 dividend series.....	48,411	\$4,487,487
\$6 dividend series.....	109,664	10,169,002
Adjustment series.....	7	525
\$6 Convertible preferred stock, no par ¹	30	2,760
Common stock, \$5 par value ²	961,361-3/80	4,806,805

¹ Exchangeable share for share for \$6 dividend series stock.

² Includes 309-3/80 shares represented by bearer scrip certificates.

As at May 31, 1951, dividend arrears on both the \$7 Dividend Series and the Adjustment Series were \$129.50 per share, aggregating \$6,270,131; and on the \$6 Dividend Series (including provision for the unexchanged shares of \$6 Convertible Preferred Stock) \$111 per share, aggregating \$12,176,034. Dividend arrears on all series at the same date totaled \$18,446,165. Current dividends are being paid on the three series of preferred stock.

The three series of preferred stock rank equally and are identical in all respects, except as to dividend rates, redemption prices and the extent of preference as to assets in the event of voluntary liquidation. On voluntary liquidation or call, the \$7 Dividend Series and the Adjustment Series are both entitled to \$120 per share, plus accrued dividends, and the \$6 Dividend Series is entitled to \$110 per share, plus accrued dividends. On involuntary liquidation, all three series of preferred stock are entitled to \$100 per share, plus accrued dividends. Each share of Adjustment Series may be exchanged for one share of the \$7 Dividend Series. The \$6 Convertible Preferred Stock is not entitled to dividends nor to any rights whatsoever, except to exchange such shares on a share for share basis for the \$6 Dividend Series, including the dividend arrears applicable thereto. The common stock has one

vote per share and the preferred stock, because of the dividend arrears, is also entitled to one vote per share, resulting in a voting distribution of approximately 86 percent for the common stock and approximately 14 percent for the preferred stock.

NEPSCO is a subsidiary of Northern, General Electric Company ("General Electric"), and Manufacturers Trust Company ("Manufacturers"). Northern, a registered holding company, owns 312,193 shares (32.5 percent) of the common stock of NEPSCO; General Electric owns 307,004 shares (31.9 percent) and Manufacturers owns 248,481 shares (25.9

percent) of the common stock of NEPSCO; the last two named companies are not registered holding companies by reason of certain exemption orders heretofore issued by the Commission. The balance of 93,683 shares (9.7 percent) of the common stock is held by the public.

As at March 31, 1951, NEPSCO's portfolio consisted of the following shares of common stocks of three electric utility subsidiaries, namely, Central Maine Power Company ("Central Maine"), Central Vermont Public Service Corporation ("Central Vermont") and Public Service Company of New Hampshire ("New Hampshire"):

Common stocks	Owned by NEPSCO		Publicly held	
	Number of shares	Percent	Number of shares	Percent
Central Maine.....	1,055,181	48.46	1,122,278	51.54
Central Vermont.....	231,608.5	35.46	421,731.5	64.54
New Hampshire.....	493,856.8	52.36	449,381.2	47.64

As at March 31, 1951, NEPSCO had current assets of \$858,329 and current liabilities of \$1,889,277, of which \$1,490,000 was in the form of bank loans. Also, there are undetermined liabilities in connection with payment of fees and expenses of prior plans, this plan, and NEPSCO's ultimate liquidation and dissolution.

In brief, the plan provides for (a) the payment of outstanding bank loans from earnings, or by other appropriate means, (b) the distribution of portfolio stocks to the holders of preferred and common stocks, and (c) the liquidation and dissolution of NEPSCO. NEPSCO has requested that the Commission, in the event it approves the plan, apply to an appropriate District Court of the United States to enforce and carry out the terms and provisions thereof. The date of consummation of this plan will be determined by the court as the first date upon which consummation may be accomplished in an orderly manner.

The principal transactions proposed in the plan are as follows:

1. *Distribution of portfolio securities and any excess cash.* NEPSCO's portfolio will be distributed among its stockholders in the approximate proportion of 75 percent to the preferred stock and 25 percent to the common stock, subject to the payment, or adequate provision therefor, prior to the consummation date of the plan, of the bank loans and all other debts and liabilities. The holders of preferred stock will receive, upon surrender of their stock certificates, for each share thereof, the following shares of portfolio stocks, subject to the provisions as to fractions of a share hereinafter set forth:

	Shares of common stock		
	Central Maine	Central Vermont	New Hampshire
NEPSCO preferred stock:			
\$7 dividend series....	5.5	1.2	2.55
\$6 dividend series....	4.8	1.0	2.25
Adjustment series....	5.5	1.2	2.55

Any remaining portfolio stocks will be distributed to the holders of common stock, pro rata, subject to the provisions as to fractions of a share hereinafter set forth. If, at the date of consummation of the plan, NEPSCO has cash in excess of an adequate cash reserve for fees and expenses in connection with this and prior plans and for all other liabilities, it will distribute such excess cash pro rata among the holders of its common stock.

2. *Cash deficiency.* In case NEPSCO does not have sufficient cash to pay its fees and expenses attributable to this and prior plans and all other liabilities, it will sell, subject to the approval of the Commission, such of its portfolio stocks as may be necessary. However, such sale will not reduce the specific distributions proposed to be made to the holders of preferred stock in paragraph 1 above.

3. *Deposit of stock certificates with liquidation trustee.* On or before the consummation date of the plan, NEPSCO will deposit with Old Colony Trust Company, Boston, Massachusetts, Liquidation Trustee, the certificates for the portfolio stocks and cash, if any, to be distributed under paragraph 1 above. On and after the consummation date, the holders of preferred and common stocks will be entitled to receive, upon surrender of their stock certificates, the distribution provided for in the plan. After the deposit of such stocks and cash, and notice given, the preferred and common stockholders of NEPSCO will, on the consummation date of the plan, have no rights other than to receive their distributions under the plan.

4. *Fractional interests.* No fractions of a share of the stock of Central Maine, Central Vermont or New Hampshire will be issued, but in each case the Liquidation Trustee will issue bearer scrip certificates which, when combined with other certificates aggregating at least one whole share, will entitle the holder, at any time during five years from the consummation date of the plan, to a certificate for the number of whole shares represented by scrip certificates sur-

rendered and a new scrip certificate for any remaining fractions.

5. *Time limitations and distribution of remaining assets.* Certificates for preferred and common stocks of NEPSCO may be surrendered and the distribution provided in the plan made at any time within five years from the consummation date of the plan. Upon the expiration of such five-year period, all rights of the holders of certificates for preferred and common stocks and of the holders of scrip certificates to receive the distribution provided for under the plan will cease. All unclaimed portfolio stocks will then be converted into cash by the Liquidation Trustee and promptly thereafter distributed, together with any dividends paid on the stocks (and any other cash available for distribution), pro rata among the former holders of common stock of NEPSCO who have theretofore surrendered their certificates. However, no such distribution will be made to any former holder in an amount of less than \$5. Provision is made for yearly notice to be given by the Liquidation Trustee to the stockholders of NEPSCO who have not surrendered their certificates advising them of their rights under the plan.

6. *Election of directors of subsidiaries.* The directors of Central Maine, Central Vermont and New Hampshire at the consummation date of the plan will continue in office until their successors have been elected and qualified. Procedure for the nomination and election of new Boards of Directors for these companies is set forth in the plan.

7. *Service contracts.* Nepsco Services, Inc., whose outstanding securities are owned by Central Maine, Central Vermont, and New Hampshire, has contracts with each company for the performance of certain services at cost. Each such contract will continue in effect until the election of directors of said companies as provided in the plan and thereafter until terminated, extended or modified by the directors so elected.

8. *Fees and expenses.* NEPSCO will pay to the Liquidation Trustees sufficient cash to provide for the payment of its expenses in carrying out this plan and reasonable compensation for its services hereunder. It will also pay such other fees and expenses in connection with this plan as the Commission may award or allocate upon the petition of any interested person.

9. *Dissolution and distribution of any residual cash.* As soon as NEPSCO shall have made the securities and any cash available to its stockholders as above provided and shall have paid, or provided for the payment of, all fees and expenses and all other liabilities, it will initiate proceedings under Maine law for its dissolution. If immediately prior to its dissolution NEPSCO shall have any cash not required for fees and expenses and other liabilities, such cash will be distributed pro rata among its common stockholders.

10. *Cut-off date for certificates of former prior lien preferred stock.* NEPSCO proposes that its Amended Plan for the retirement of its Prior Lien Preferred Stock, dated March 8, 1947, as amended, heretofore approved by the Commission

and enforced by the court, be further amended to provide a cut-off date of the rights of holders of unsurrendered shares of its Prior Lien Preferred Stock to receive the distributions provided under said Plan. It is proposed that, at the expiration of five years from January 29, 1951, all rights of holders of such unsurrendered shares of Prior Lien Preferred Stock to receive cash and Certificates of Contingent Interest under said Plan will cease. Any funds remaining in the hands of the Plan Trustee at the expiration of said period (including those payable to NEPSCO in accordance with the terms of the Escrow Agreement) will be transferred to the Liquidation Trustee and distributed by it to the common stockholders of NEPSCO who have surrendered their certificates. However, no such distribution will be made to any holder in an amount less than \$5. NEPSCO, prior to its dissolution, and thereafter the Plan Trustee, prior to the expiration of said period, will make reasonable efforts to locate the holders of Certificates of Prior Lien Preferred Stock and of Certificates of Contingent Interest who have not surrendered their certificates.

NEPSCO requests that the order of the Commission approving the plan contain the recitals and other provisions of section 1808 (f) and Supplement R of the Internal Revenue Code, as amended.

The Commission being required by the provisions of section 11 (e) of the act before approving any plan submitted thereunder to find after notice and opportunity for hearing that the plan, as submitted, or as modified, is necessary to effectuate the provisions of subsection (b) of section 11 of the act and is fair and equitable to the persons affected thereby; and it appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that notice be given and a hearing be held with respect to said plan to afford all interested persons an opportunity to be heard with respect thereto, and that said plan shall not become effective except pursuant to further order of the Commission; and

It further appearing to the Commission that it is appropriate that consideration be given at the outset of the hearing to the matters and questions presented by the amendment to NEPSCO's Amended Plan, dated March 8, 1947, relating to a cut-off date for surrendering certificates of its former Prior Lien Preferred Stock.

It is ordered, That a hearing on said plan, pursuant to the applicable provisions of the act and rules thereunder, be held on September 11, 1951, at 11:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., in such room as may be designated on that day by the hearing room clerk in Room 193. In the event amendments are filed to said plan during the course of said proceeding, no notice of such amendments will be given unless specifically ordered by the Commission.

It is further ordered, That any person, other than those persons who previously have been granted participation in this proceeding, desiring to be heard

in connection with this proceeding, or otherwise participate herein, shall file with the Secretary of the Commission on or before September 10, 1951, his request or application therefor as provided in Rule XVII of the rules of practice of the Commission.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing in the proceeding. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's Rules of Practice.

It is further ordered, That, without limiting the scope of the matters and questions presented in the proceeding, at the outset of the hearing consideration be given to the matters and questions presented by NEPSCO's amendment to its amended plan, dated March 8, 1947, relating to a cut-off date for surrendering certificates of its former Prior Lien Preferred Stock.

The Division of Public Utilities of the Commission having advised the Commission that it has made a preliminary examination of the plan and that, upon the basis thereof, the following matters and questions are presented for consideration, without prejudice to its specifying additional matters and questions upon further examination:

1. Whether the proposed cut-off date for surrendering certificates of NEPSCO's former Prior Lien Preferred Stock is fair and equitable to such security holders;

2. Whether the plan as submitted, or as it may hereafter be modified, is necessary to effectuate the provisions of section 11 (b) of the act and is in conformity with the requirements of the Commission's order of May 2, 1951, and is fair and equitable to the persons affected thereby;

3. Whether the allocation of NEPSCO's assets to the holders of its preferred and common stocks proposed in the plan is fair and equitable, or whether such allocation should be modified in any manner;

4. Whether the provision of the plan relating to the nomination and election of the initial Boards of Directors of Central Maine, Central Vermont, and New Hampshire upon consummation of the plan is fair and equitable and consistent with the objectives of section 11 (b);

5. Whether the service contracts of Central Maine, Central Vermont and New Hampshire with Nepsco Services, Inc., should be terminated upon consummation of the plan;

6. Whether the accounting entries in connection with the plan are proper and conform to sound accounting principles;

7. Whether the fees and expenses and other remuneration which may be claimed in connection with this plan and prior plans, and transactions incident thereto, are for necessary services and are reasonable in amount;

8. Whether the plan as submitted or as it may be modified, or a plan proposed by the Commission, or a plan filed by any person having a bona fide interest in the proceeding, should be approved by the

Commission for the purpose of section 11 (d) of the act, and, if proposed by the Commission or by a person having a bona fide interest, what the terms and provisions of such plan should be.

9. Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act and rules thereunder, and whether any modifications should be required to be made therein, and whether any terms and conditions should be imposed to satisfy the applicable statutory standards.

It is further ordered, That after consideration has been given to the matters and questions presented by the amendment to the Amended Plan, dated March 8, 1947, attention shall be directed at said hearing to the other foregoing issues and such other matters and questions as may be presented by this plan.

It is further ordered, That jurisdiction be reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions or matters herein set forth, or which may arise in these proceedings, or to consolidate with these proceedings other filings or matters pertaining to the subject matter of these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That the Secretary of the Commission shall give notice of the aforesaid hearing by mailing copies of this notice and order by registered mail to New England Public Service Company, Northern New England Company, Central Maine Power Company, Central Vermont Public Service Corporation, Public Service Company of New Hampshire, The Federal Power Commission, Public Service Commission of New Hampshire, Public Service Commission of Vermont and Public Utilities Commission of Maine, and to all other persons previously granted participation in these proceedings; and that notice to all other persons shall be given by publication of this notice and order in the FEDERAL REGISTER and that a general release of this Commission with respect to this notice and order be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is further ordered, That New England Public Service Company give notice of this hearing to all record holders of its preferred and common stocks and to the record shareholders of Northern New England Company by mailing a copy of this notice and order and of the proposed plan to such security holders at least 20 days prior to the date set for hearing.

It is further ordered, That New England Public Service Company give notice of this hearing to the record holders of its former Prior Lien Preferred Stock who have not surrendered their certificates under the Amended Plan dated March 8, 1947, by appropriate letter mailed at least 20 days prior to the date set for hearing advising them of the date, time and place of the hearing and of the proposed amendment to its

Amended Plan, dated March 8, 1947, establishing a cut-off date for surrendering certificates of Prior Lien Preferred Stock.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-9230; Filed, Aug. 8, 1951;
8:47 a. m.]

[File No. 30-214]

LONG ISLAND LIGHTING CO.

NOTICE OF FILING OF APPLICATION FOR ORDER DECLARING THAT COMPANY HAS CEASED TO BE A HOLDING COMPANY

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of August A. D. 1951.

Notice is hereby given that an application has been filed with this Commission pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 ("act") by Long Island Lighting Company ("Long Island"), a registered holding company, for an order declaring that it has ceased to be a holding company.

All interested persons are referred to said application, which is on file in the offices of this Commission, for a complete statement of the matters therein set forth. A summarization of the basis for said application follows:

Long Island was formerly a holding company, having as public utility subsidiaries Queens Borough Gas and Electric Company, Nassau & Suffolk Lighting Company, Long Beach Gas Company, Inc., and Kings County Lighting Company. On March 27, 1936, Long Island was granted an exemption from the provisions of the act, on behalf of itself and its then subsidiaries, pursuant to section 3 (a) (1) of the act. The Commission's exemption order was subsequently modified, on April 21, 1945, with respect to certain provisions of the act (Holding Company Act Release No. 5746).

Long Island's former subsidiary, Kings County Lighting Company, was thereafter recapitalized, as a result of which Long Island received 7.33 percent of the common stock of the recapitalized company. Long Island subsequently disposed of such stock.

Long Island and its former subsidiaries, Queens Borough Gas and Electric Company and Nassau & Suffolk Lighting Company, were subsequently consolidated pursuant to a section 11 (e) Plan of Long Island (Holding Company Act Release No. 9473). Pursuant to certain other proceedings under section 11 (e), Long Island's remaining public utility subsidiary, Long Beach Gas Company, Inc., was merged with Long Island (Holding Company Act Release No. 10315).

Long Island has represented that it has no remaining public utility subsidiaries. It has one non-utility subsidiary, Liland Corporation, which holds certain real estate.

Long Island has represented that, in accordance with its plan of consolidation approved under section 11 (e) of the act,

it has exchanged its new securities for the previously outstanding securities of itself and its former subsidiaries, and has made diligent efforts to locate all of the security holders of the constituent corporations entitled to make such exchange. Long Island has represented that the number of shares of its new common stock which have not yet been distributed under the plan has been reduced, as of July 19, 1951, to 38,014, or 1.2 percent of the total outstanding. Long Island has made certain specific representations, set forth in the application, as to additional steps which it proposes to take to locate the holders of the remaining unexchanged shares.

Long Island has requested that the Commission reserve jurisdiction over fees and expenses in connection with its consolidation plan under section 11 (e) of the act.

Notice is further given that any interested person may, not later than August 17, 1951, request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by such application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after August 17, 1951, said application, as filed or as amended, may be granted, subject to such terms and conditions, if any, as the Commission may find and in such order prescribed as necessary for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-9232; Filed, Aug. 8, 1951;
8:49 a. m.]

[File No. 70-2662]

COLUMBIA GAS SYSTEM, INC. AND CUMBERLAND AND ALLEGHENY GAS CO.

ORDER AUTHORIZING ISSUANCE AND SALE OF PRINCIPAL AMOUNT OF 3 1/4 PERCENT NOTES TO PARENT COMPANY BY SUBSIDIARY

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of August A. D. 1951.

The Columbia Gas System, Inc. ("Columbia"), a registered holding company, and its wholly-owned subsidiary, Cumberland and Allegheny Gas Company ("Cumberland"), having filed with this Commission a joint application pursuant to sections 6 (b), 9 and 10 of the Public Utility Holding Company Act of 1935 regarding the following transaction:

Cumberland proposes to issue and sell and Columbia proposes to acquire, from time to time prior to March 31, 1952, not to exceed \$675,000 principal amount of Cumberland's unsecured Installment Promissory Notes. Said notes will be registered and the principal amounts thereof are to be payable in twenty-five equal annual installments, on February 15th of each of the years 1953 to 1977,

inclusive. The unpaid principal amount of such notes will bear interest at the rate of 3¼ percent per annum, payable semi-annually on February 15th and August 15th of each year during the time the notes are outstanding. The proceeds from the sale of said 3¼ percent notes will be used by Cumberland for the purpose of financing a part of its proposed 1951 construction program.

Said joint application having been filed on June 29, 1951 and an amendment having been filed on July 30, 1951, and notice of said filing having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to the act, and the Commission not having received a request for a hearing with respect to said joint application within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The application having represented that the only State Commission having jurisdiction over the proposed issuance and sale of the said notes by Cumberland is the Public Service Commission of West Virginia, and that Commission having authorized the issuance and sale of such notes, and the applicants having requested that the Commission's order herein with respect to said joint application be granted, effective forthwith; and

The Commission finding with respect to the joint application, as amended, that the applicable provisions of the act and rules promulgated thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that said joint application, as amended, be granted, effective forthwith, subject to the terms and conditions specified below:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the Public Utility Holding Company Act of 1935 that said joint application, as amended, be, and the same hereby is, granted, effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-9233; Filed, Aug. 8, 1951;
8:49 a. m.]

[File No. 7-1319]

ALUMINUM CO. OF AMERICA

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTU- NITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 3d day of August A. D. 1951.

The Philadelphia - Baltimore Stock Exchange pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, No Par Value, of Aluminum Company of America, a security listed and registered on

The New York Stock Exchange. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to August 24, 1951, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-9231; Filed, Aug. 8, 1951;
8:48 a. m.]

ECONOMIC STABILIZATION AGENCY

Office of Price Stabilization

[Ceiling Price Regulation 7, Section 43,
Special Order 257]

AMERICAN WHOLESALERS

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, American Wholesalers, Fifth and W Streets NE., Washington 2, D. C., has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered

by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of mattresses, box springs, and studio couches manufactured by American Wholesalers, Fifth and W Streets NE., Washington 2, D. C. having the brand name(s) "Serta Perfect Sleeper Orthopedic", "Serta Perfect Sleeper Imperial", "Serta Perfect Sleeper Orthopedic Deluxe", "Serta Perfect Sleeper Supreme", "Serta Sertafoam Sleep Set", "Serta Restal Knight", "Serta Perfect Sleeper", "Serta Sertapedic", "Serta Perfect Sleeper Deluxe", "Serta Tiny Perfect Sleeper", "Serta Sertaflex", "Serta Serta-rest", "Serta Theralator" shall be the proposed retail ceiling prices listed by American Wholesalers in its application dated April 30, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, American Wholesalers must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special or-

der must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... (unit, dozen, etc.)	(net, percent EOM, etc.) \$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9259; Filed, Aug. 6, 1951; 4:05 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 258]

WESTMORELAND GLASS CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Westmoreland Glass Company, Grapeville, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of handmade glassware manufactured by Westmoreland Glass Company, Grapeville, Pennsylvania, having the brand name(s) "Westmoreland Glass" shall be the proposed retail ceiling prices listed by Westmoreland Glass Company, in its application dated May 8, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such

ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Westmoreland Glass Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto

(if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... unit. dozen. etc.	Terms percent EOM. etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9260; Filed, Aug. 6, 1951;
3:59 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 259]

RAY THOMAS CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Ray Thomas Company, 1601 South Hope

Street, Los Angeles 15, California (hereafter called wholesaler), has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of television table models, television consoles, combination television and radio sets, combination phonograph and radio models sold at wholesale by Ray Thomas Company, 1601 South Hope Street, Los Angeles 15, California, having the brand name(s) "Capehart", shall be the proposed retail ceiling prices listed by Ray Thomas Company, in its application dated May 18, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this special order.

3. On and after October 6, 1951, Ray Thomas Co. must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the wholesaler's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the wholesaler shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the wholesaler had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The wholesaler shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... unit. dozen. etc.	Terms percent EOM. etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the wholesaler with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the

effective date of any subsequent amendment to this special order, the wholesaler shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the wholesaler had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the wholesaler shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DeSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9261; Filed, Aug. 6, 1951;
4:05 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 260]

LEVY BROS. & ADLER ROCHESTER, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Levy Bros. & Adler Rochester, Inc., 15 Hand Street, Rochester 2, N. Y., has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy

of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of men's topcoats manufactured by Levy Bros. & Adler Rochester, Inc., 15 Hand Street, Rochester 2, New York, having the brand name(s) "Mt. Rock" shall be the proposed retail ceiling prices listed by Levy Bros. & Adler Rochester, Inc., in its application dated March 14, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated June 1, 1951). A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Levy Bros. & Adler Rochester, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the

retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	(unit. net. dozen. Terms percent EOM. etc. etc.)
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is other-

wise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9262; Filed, Aug. 6, 1951;
4:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 261]

R. WALLACE & SONS MFG. CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, R. Wallace & Sons Manufacturing Company, Wallingford, Connecticut, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special Provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of sterling flatware and plated hollow ware manufactured by R. Wallace & Sons Manufacturing Company, Wallingford, Connecticut, having the brand name(s) "Wallace Sterling" shall be the proposed retail ceiling prices listed by R. Wallace & Sons Manufacturing Company in its

application dated April 21, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated June 7, 1951). A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, R. Wallace & Sons Manufacturing Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first

delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1.
\$----- per-----	net. Terms: percent EOM.
unit. dozen. etc.	etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9263; Filed, Aug. 6, 1951;
4:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 262]

KEE ZIPPER CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price

Regulation 7, the applicant named in the accompanying special order, Kee Zipper Company, 350 Fifth Avenue, New York 1, New York, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to Section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of zipper slide fastener manufactured by Kee Zipper Company, 350 Fifth Avenue, New York 1, New York, having the brand name(s) "Kee" shall be the proposed retail ceiling prices listed by Kee Zipper Company, 350 Fifth Avenue, New York 1, New York, in its application dated March 9, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Kee Zipper Company, must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit. Terms (net. percent EOM.
dozen. etc.	etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective

date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order established the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9264; Filed, Aug. 6, 1951; 4:06 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 263]

AMITY LEATHER PRODUCTS CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Amity Leather Products Company, West Bend, Wisconsin, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant and intermediate distributors are required to send purchasers of the articles a copy of this

special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. **Ceiling prices.** The ceiling prices for sales at retail of men's and women's billfolds, and billfold sets, photo-folds, letter cases, key cases, tobacco pouches, travel kits, and ladies' handbags sold through wholesalers and retailers and having the brand name(s) "Amity", "Rolfs", "Rolfs Handbags", "Vanguard" shall be the proposed retail ceiling prices listed by Amity Leather Products Company hereinafter referred to as the "applicant" in its application dated March 30, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may be made, of course, at less than the ceiling prices.

2. **Marking and tagging.** On and after October 6, 1951, Amity Leather Products Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply as to each such article with the pre-ticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of

the 60-day period, unless the article is so ticketed, the retailer must comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

3. **Notification to resellers—(a) Notices to be given by applicant.** (1) After receipt of this special order, a copy of this special order and the notice described below shall be sent by the applicant to each purchaser for resale on or before the date of the first delivery of any article covered in paragraph 1 of this special order.

(2) Within fifteen days after the effective date of this special order, the applicant shall send a copy of this special order and the notice described below to each purchaser for resale to whom within two months immediately prior to the receipt of this special order the applicant had delivered any article covered by paragraph 1 of this special order.

(3) The applicant must notify each purchaser for resale of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described below.

(4) The applicant shall annex to this special order or amendment a notice listing the style or lot number, name, or other description of each item covered by this special order or amendment and its corresponding retail ceiling price. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Item (style or lot number or other description)	Retailer's ceiling price for articles listed in column 1
-----	\$-----

(5) Within 15 days after the effective date of this special order or any amendment thereto, two copies of the ceiling price notice above described must be filed by the applicant with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C.

(6) The applicant must supply each purchaser for resale other than a retailer with sufficient copies of this special order, amendment and notices to permit such purchasers for resale to comply with the notification requirements of this special order.

(b) **Notices to be given by purchasers for resale (other than retailers.)** (1) A copy of this special order, together with the annexed notice of ceiling prices described in subparagraph (a) (4) of this section, shall be sent by each purchaser for resale (other than retailers) to each of his purchasers on or before the date of the first delivery after receipt of a copy of this special order.

(2) Within 15 days of receipt of this special order and the annexed notice, each purchaser for resale (other than retailers) shall send a copy of the order and notice to each of his purchasers to whom, within two months prior to receipt of this special order, his records indicate he had delivered any article covered by paragraph 1 of this special order.

(3) Each purchaser for resale (other than retailers) must notify each purchaser of any amendment to this special order in the same manner, annexing to the amendment and appropriate notice as described above.

4. **Reports.** Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the applicant shall file with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

5. **Other regulations affected.** The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it, regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

6. **Revocation.** This special order or any provisions thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

7. **Applicability.** The provisions of this special order are applicable in the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9265; Filed, Aug. 6, 1951; 4:07 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 264]

GORDON CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, The Gordon Company, 1913 Arch Street, Philadelphia 3, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling

ing prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of denim sport coats manufactured by The Gordon Company, 1913 Arch Street, Philadelphia 3, Pennsylvania, having the brand name(s) "Tailored Softone Denim" shall be the proposed retail ceiling prices listed by The Gordon Company in its application dated March 29, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, The Gordon Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of

this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	Unit. Terms percent EOM. dozen. etc. etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or

amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-8266; Filed, Aug. 6, 1951; 3:59 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 265]

HOLLYWOOD MAXWELL CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Hollywood Maxwell Company, 6773 Hollywood Boulevard, Hollywood 28, California, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of brassieres, garter belts, bust pads manufactured by Hollywood Maxwell Company, 6773 Hollywood Boulevard, Hollywood 28, California, having the brand name(s) "Whirlpool," "Nu-Vu," shall be the proposed retail ceiling prices listed by Hollywood Maxwell Company in its application dated March 14, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list

of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Hollywood Maxwell Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto

(if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$----- per----- {unit, dozen, etc.	Terms {net, percent EOM, etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9287; Filed, Aug. 6, 1951;
4:07 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 266]

CAMEO CURTAINS, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Cameo Curtains, Inc., 260 Fifth Avenue, New

York, New York, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of curtains manufactured by Cameo Curtains, Inc., 260 Fifth Avenue, New York, New York, having the brand name(s) "Shir-Back" shall be the proposed retail ceiling prices listed by Cameo Curtains, Inc., in its application dated June 8, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Cameo Curtains, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article

a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CFR 7
Price \$-----

On and after November 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	{unit. {net. dozen. {percent EOM. etc. {etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufac-

turer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9268; Filed, Aug. 6, 1951;
4:07 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 267]

STYLEPARK HATS, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Stylepark Hats, Inc., 2550 Reed Street, Philadelphia 46, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price

Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of men's trimmed fur felt hats manufactured by Stylepark Hats, Inc., 2550 Reed Street, Philadelphia, Pennsylvania, having the brand name(s) "Stylepark Templeform Hats" and "Glen Royal Headline Hats" shall be the proposed retail ceiling prices listed by Stylepark Hats, Inc., in its application dated April 3, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated April 12, 1951). A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Stylepark Hats, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CFR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the

effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	{unit, dozen, etc.	Terms	{net, percent EOM, etc.
			\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9269; Filed, Aug. 6, 1951;
4:08 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 263]

SEALY MATTRESS CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Sealy Mattress Company, 301-325, Southwest Eighth Street, Des Moines 8, Iowa, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of mattresses and box springs manufactured by Sealy Mattress Company, 301-325 Southwest Eighth Street, Des Moines 8, Iowa, having the brand name(s) "Sealy Firm-O-Rest Orthopedic", "Sealy Junior Posturepedic", "Sealy Sunspun", "Sealy Sealy Rest", "Sealy Sleep Joy", "Sealy Natural Rest", "Sealy Enchanted Nights", "Sealy Good Homekeeper", "Sealy Dreamer", "Sealy Sleep Charm", "Sealy Foamspun" shall be the proposed retail ceiling prices listed by Sealy Mattress

Company in its application dated March 21, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Sealy Mattress Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CFR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order,

and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit. dozen. etc. Terms percent EOM. etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9270; Filed, Aug. 8, 1951;
4:08 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 269]

HOMER LAUGHLIN CHINA CO.
CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named

in the accompanying special order, The Homer Laughlin China Company, Newell, West Virginia, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of dinnerware manufactured by The Homer Laughlin China Company, Newell, West Virginia, having the brand name(s) "Fiesta", "Jubilee", "Skytone", "Suntone" shall be the proposed retail ceiling prices listed by The Homer Laughlin China Company in its application dated April 17, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, The Homer Laughlin China Company must

mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit. dozen. etc. Terms percent EOM. etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amend-

ment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9271; Filed, Aug. 6, 1951;
3:59 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 270]

SEALY MATTRESS CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Sealy Mattress Company, 79 Benedict Street, Waterbury, Connecticut, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this

special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of mattresses and box springs manufactured by Sealy Mattress Company, 79 Benedict Street, Waterbury, Connecticut, having the brand name(s) "Sealy Sleep Charm," "Sealy Dreamer," "Sealy Park Lane," "Sealy Good Housekeeper," "Sealy Air Vent," "Sealy Natural Rest," "Sealy Rest," "Sealy Cotton Boll," "Sealy Sunspun," "Sealy Orthopedic Firm-o-Rest," "Sealy Supreme," "Sealy Foamspun," "Sealy Foamspun Deluxe," "Sealy Junior Posturpedic," "President," "Royal," "Sheridan," "Congress" shall be the proposed retail ceiling prices listed by Sealy Mattress Company in its application dated March 16, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Sealy Mattress Co. must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation

which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... {unit, dozen, etc.	Terms {net, percent EOM, etc. \$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order

which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9272; Filed, Aug. 6, 1951;
4:09 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 271]

U. S. BEDDING CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, U. S. Bedding Company, 1047 Florida Street, Memphis 2, Tennessee, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order

is hereby issued.

1. The ceiling prices for sales at retail of mattresses and box springs manufactured by U. S. Bedding Company, 1047 Florida Street, Memphis 2, Tennessee, having the brand name(s) "Sealy" shall be the proposed retail ceiling prices listed by U. S. Bedding Company in its application dated April 25, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, U. S. Bedding Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special

order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... unit. dozen, etc.	Terms (net. percent E.O.M., etc.)

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9273; Filed, Aug. 6, 1951;
3:59 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 272]

ADVANCE ALUMINUM CASTINGS CORP.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Advance Aluminum Castings Corp., 2742 West Thirty-sixth Place, Chicago 32, Illinois, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of cookware manufactured by Advance Aluminum Castings Corp., 2742 West Thirty-sixth Place, Chicago 32, Illinois, having the brand name(s) "Miracle Maid" and "Minitmaid" shall be the proposed retail ceiling prices listed by Advance Aluminum Castings Corp. in its application dated April 17, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable

under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Advance Aluminum Castings Corp. must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	unit. dozen. etc.	Terms	net. percent EOM. etc.
		\$.....	

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9274; Filed, Aug. 6, 1951;
4:09 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 273]

DOULTON AND CO., INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Doulton and Co., Inc., 11 East Twenty-sixth Street, New York 10, New York (hereafter called wholesaler), has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of imported chinaware, dinnerware, earthenware, figures and jugs sold at wholesale by Doulton and Co., Inc., 11 East Twenty-sixth Street, New York 10, New York, having the brand name(s) "Royal Doulton" shall be the proposed retail ceiling prices listed by Doulton and Co., Inc., in its application dated April 24, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the wholesaler's application dated July 20, 1951. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this special order.

3. On and after October 6, 1951, Doulton and Co., Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OFS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions

of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the wholesaler's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the wholesaler shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the wholesaler had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The wholesaler shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$----- per-----	Unit, net, etc. Terms percent EOM, etc. \$-----

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the wholesaler with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the wholesaler shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the wholesaler had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the wholesaler shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order

which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9275; Filed, Aug. 6, 1951;
4:00 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 274]

DETECTO SCALES, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Detecto Scales, Inc., 540 Park Avenue, Brooklyn 5, New York, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of scales, brush holders and hampers,

scale beams manufactured by Detecto Scales, Inc., 540 Park Avenue, Brooklyn 5, New York, having the brand name(s) "Detecto" shall be the proposed retail ceiling prices listed by Detecto Scales, Inc., in its application dated April 10, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation having the same selling price and terms of sale to the retailer, same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Detecto Scales, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to

whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	{unit, dozen, etc.	Terms: {net, percent EOM, etc.	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9276; Filed, Aug. 6, 1951;
4:09 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 275]

DR. A. POSNER SHOES, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Dr. A. Posner Shoes, Inc., 101 West Thirty-first Street, New York 1, New York (hereafter called wholesaler), has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of shoes sold at wholesale by Dr. A. Posner Shoes, Inc., 101 West Thirty-first Street, New York 1, New York, having the brand name(s) "Dr. Posner" shall be the proposed retail ceiling prices listed by Dr. A. Posner Shoes, Inc., in its application dated April 12, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the

same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this special order.

3. On and after October 6, 1951, Dr. A. Posner Shoes, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the wholesaler's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the wholesaler shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the wholesaler had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The wholesaler shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	{unit, dozen, etc.	Terms {net, percent EOM, etc.	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the wholesaler with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the wholesaler shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the wholesaler had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the wholesaler shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9277; Filed, Aug. 6, 1951;
4:09 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 276]

LUCKY PLASTIC COMPANY, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Lucky Plastic Company, Inc., 815 East Fourteenth Place, Los Angeles, California, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of ladies' transparent rainboots manufactured by Lucky Plastic Company, Inc., 815 East Fourteenth Place, Los Angeles, California, having the brand name(s) "Rain Dears" shall be the proposed retail ceiling prices listed by Lucky Plastic Company, Inc., in its application dated April 13, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Lucky Plastic Company, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation

which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... (omit. dozen. Terms percent EOM. etc.)	(omit. dozen. Terms percent EOM. etc.)

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9278; Filed, Aug. 6, 1951;
4:10 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 277]

AUGUSTA BEDDING Co.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Augusta Bedding Company, 930 Eighth Street, Augusta, Georgia, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of mattresses, box and coil springs manufactured by Augusta Bedding Company, 930 Eighth Street, Augusta, Georgia,

having the brand name(s) "Serta Perfect Sleeper", "Sertafoam", "Sertafoam", "Serta Theralator", "Serta Tiny Perfect Sleeper", "Serta Restful", "Serta Aristocrat", "Coilux", "Relax", "Ajax", "Leader", "Rex", "Star", and "Atlas", "Sertarest" shall be the proposed retail ceiling prices listed by Augusta Bedding Company in its application dated March 20, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated April 18, 1951). A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Augusta Bedding Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in Paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	(unit. dozen, etc.) Terms (net. percent EOM, etc.)
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9279; Filed, Aug. 6, 1951; 4:10 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 278]

SETH THOMAS CLOCKS, DIVISION OF
GENERAL TIME CORP.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Seth Thomas Clocks, Division of General Time Corporation, 135 South Main Street, Thomaston, Connecticut, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant and intermediate distributors are required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. **Ceiling prices.** The ceiling prices for sales at retail of clocks and watches sold through wholesalers and retailers and having the brand name(s) "Seth Thomas Clocks" and "Seth Thomas Watches" shall be the proposed retail ceiling prices listed by Seth Thomas Clocks, Division of General Time Corporation, 135 South Main Street, Thomaston, Connecticut, hereinafter referred to as the "applicant" in its application dated April 18, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's applications dated June 4, 1951 and July 13, 1951). A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price

higher than the ceiling price established by this special order. Sales may be made, of course, at less than the ceiling prices.

2. **Marking and tagging.** On and after October 6, 1951, Seth Thomas Clocks, Division of General Time Corporation must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply as to each such article with the pre-ticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer must comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

3. **Notification to resellers.**—(a) **Notices to be given by applicant.** (1) After receipt of this special order, a copy of this special order and the notice described below shall be sent by the applicant to each purchaser for resale on or before the date of the first delivery of any article covered in paragraph 1 of this special order.

(2) Within 15 days after the effective date of this special order, the applicant shall send a copy of this special order and the notice described below to each purchaser for resale to whom within 2 months immediately prior to the receipt of this special order the applicant had delivered any article covered by paragraph 1 of this special order.

(3) The applicant must notify each purchaser for resale of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described below.

(4) The applicant shall annex to this special order or amendment a notice listing the style or lot number, name, or other description of each item covered by this special order or amendment and its corresponding retail ceiling price. The notice shall be in substantially the following form:

NOTICES

(Column 1)	(Column 2)
Item (style or lot number or other description)	Retailer's ceiling price for articles listed in column 1
	\$.....

(5) Within 15 days after the effective date of this special order or any amendment thereto, two copies of the ceiling price notice above described must be filed by the applicant with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C.

(6) The applicant must supply each purchaser for resale other than a retailer with sufficient copies of this special order, amendment and notices to permit such purchasers for resale to comply with the notification requirements of this special order.

(b) *Notices to be given by purchasers for resale (other than retailers).* (1) A copy of this special order, together with the annexed notice of ceiling prices described in subparagraph (a) (4) of this section, shall be sent by each purchaser for resale (other than retailers) to each of his purchasers on or before the date of the first delivery after receipt of a copy of this special order.

(2) Within 15 days of receipt of this special order and the annexed notice, each purchaser for resale (other than retailers) shall send a copy of the order and notice to each of his purchasers to whom, within 2 months prior to receipt of this special order, his records indicate he had delivered any article covered by paragraph 1 of this special order.

(3) Each purchaser for resale (other than retailers) must notify each purchaser of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described above.

4. *Reports.* Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the applicant shall file with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

5. *Other regulations affected.* The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it, regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

6. *Revocation.* This special order or any provisions thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

7. *Applicability.* The provisions of this special order are applicable in the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9280; Filed, Aug. 6, 1951; 4:11 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 279]

ABERLE, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Aberle, Inc., 5807 Keystone Street, Philadelphia, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of hosiery manufactured by Aberle, Inc., 5807 Keystone Street, Philadelphia 24, Pennsylvania, having the brand name(s) "Aberle" shall be the proposed retail ceiling prices listed by Aberle, Inc., in its application dated May 29, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale

to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Aberle, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7

Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within 2 months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit, net, etc.
	dozen, percent EOM, etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division,

Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DeSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9281; Filed, Aug. 6, 1951;
4:11 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 280]

SPARKS-WITHINGTON CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with Section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, The Sparks-Withington Company, Jackson, Michigan, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required

to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of radios, television manufactured by The Sparks-Withington Company, Jackson, Michigan, having the brand name(s) "Sparton" shall be the proposed retail ceiling prices listed by The Sparks-Withington Company in its application dated July 17, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same ceiling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, The Sparks-Withington Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the

applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in Paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	unit, net, dozen, percent EOM, etc., etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9233; Filed, Aug. 6, 1951;
4:01 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 281]

ALLIGATOR CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with Section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, The Alligator Company, 4153 Bingham Avenue, St. Louis 16, Missouri, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of waterproof and water repellent apparel manufactured by The Alligator Company, 4153 Bingham Avenue, St. Louis 16, Missouri, having the brand name(s) "Alligator" shall be the proposed retail ceiling prices listed by The Alligator Company in its application dated June 29, 1951, and filed with the Office of Price Stabilization, Washing-

ton 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, The Alligator Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued

prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	net. percent EOM. etc. etc.

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9233; Filed, Aug. 6, 1951;
4:00 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 282]

HANES HOSIERY MILLS CO.

CEILING PRICES AT WHOLESALE AND RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Hanes Hosiery Mills Co., Winston-Salem, North

Carolina, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant and intermediate distributors are required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. **Ceiling prices.** The ceiling prices for sales at retail of women's hosiery sold through wholesalers and retailers and having the brand name(s) "Hanes" shall be the proposed retail ceiling prices listed by Hanes Hosiery Mills Co., Winston-Salem, North Carolina, hereinafter referred to as the "applicant" in its application dated May 21, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C.

A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may be made, of course, at less than the ceiling prices.

2. **Marking and tagging.** On and after October 6, 1951, Hanes Hosiery Mills Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply as to each such article with the pre-ticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer must comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

3. **Notification to resellers.**—(a) **Notices to be given by applicant.** (1) After receipt of this special order, a copy of this special order and the notice described below shall be sent by the applicant to each purchaser for resale on or before the date of the first delivery of any article covered in paragraph 1 of this special order.

(2) Within fifteen days after the effective date of this special order, the applicant shall send a copy of this special order and the notice described below to each purchaser for resale to whom within two months immediately prior to the receipt of this special order the applicant had delivered any article covered by paragraph 1 of this special order.

(3) The applicant must notify each purchaser for resale of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described below.

(4) The applicant shall annex to this special order or amendment a notice listing the style or lot number, name, or other description of each item covered by this special order or amendment and its corresponding retail ceiling price. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Item (style or lot number or other description)	Retailer's ceiling price for articles listed in column 1
.....	\$.....

(5) Within 15 days after the effective date of this special order or any amendment thereto, two copies of the ceiling price notice above described must be filed by the applicant with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C.

(6) The applicant must supply each purchaser for resale other than a retailer with sufficient copies of this special

order, amendment and notices to permit such purchasers for resale to comply with the notification requirements of this special order.

(b) **Notices to be given by purchasers for resale (other than retailers).** (1) A copy of this special order, together with the annexed notice of ceiling prices described in subparagraph (a) (4) of this section, shall be sent by each purchaser for resale (other than retailers) to each of his purchasers on or before the date of the first delivery after receipt of a copy of this special order.

(2) Within 15 days of receipt of this special order and the annexed notice, each purchaser for resale (other than retailers) shall send a copy of the order and notice to each of his purchasers to whom, within two months prior to receipt of this special order, his records indicate he had delivered any article covered by paragraph 1 of this special order.

(3) Each purchaser for resale (other than retailers) must notify each purchaser of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described above.

4. **Reports.** Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the applicant shall file with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

5. **Other regulations affected.** The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it, regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

6. **Revocation.** This special order or any provisions thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

7. **Applicability.** The provisions of this special order are applicable in the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9297; Filed, Aug. 6, 1951; 4:47 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 283]

ADAM WUEST, INC.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Adam Wuest, Inc., 911-933 Evans Street, Cincinnati 4, Ohio, has applied to the Office

of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of mattresses and box springs manufactured by Adam Wuest, Inc. 911-933 Evans Street, Cincinnati 4, Ohio, having the brand name(s) "Serta Foam," "Serta Perfect Sleeper Supreme," "Serta Perfect Sleeper Imperial," "Serta Perfect Sleeper DeLuxe," "Serta Perfect Sleeper Orthopedic," "Serta Perfect Sleeper," "Serta Restal Knight," "Serta Sertarest," "Fairland," "Serta Tiny Sleeper" shall be the proposed retail ceiling prices listed by Adam Wuest, Inc., in its application dated March 9, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Adam Wuest, Inc., must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7

Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Our price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$----- per -----	unit, dozen, etc.	Terms	net, percent EOM, etc.
		\$-----	

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective

date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6-month period following the effective date of this special order and within 45 days of the expiration of each successive 6-month period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6-month period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DISALLE,

Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9293; Filed, Aug. 6, 1951; 4:47 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 284]

INTERNATIONAL SILVER CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, The International Silver Company, Meriden, Connecticut, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant and intermediate distributors are required to send purchasers of the articles a copy of this

special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. **Ceiling prices.** The ceiling prices for sales at retail of sterling and plated silver flatware sold through wholesalers and retailers and having the brand name(s) "1847 Rogers Bros.," "Wm. Rogers & Son," "Holmes & Edwards" and "International Sterling" shall be the proposed retail ceiling prices listed by The International Silver Company, Meriden, Connecticut, hereinafter referred to as the "applicant" in its application dated April 26, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. (and supplemented and amended in the manufacturer's application dated June 18, 1951).

A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may be made, of course, at less than the ceiling prices.

2. **Marking and tagging.** On and after October 6, 1951, The International Silver Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply as to each such article with the pre-ticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer

or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer must comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

3. **Notification to resellers—(a) Notices to be given by applicant.** (1) After receipt of this special order, a copy of this special order and the notice described below shall be sent by the applicant to each purchaser for resale on or before the date of the first delivery of any article covered in paragraph 1 of this special order.

(2) Within fifteen days after the effective date of this special order, the applicant shall send a copy of this special order and the notice described below to each purchaser for resale to whom within two months immediately prior to the receipt of this special order the applicant had delivered any article covered by paragraph 1 of this special order.

(3) The applicant must notify each purchaser for resale of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described below.

(4) The applicant shall annex to this special order or amendment a notice listing the style or lot number, name, or other description of each item covered by this special order or amendment and its corresponding retail ceiling price. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Item (style or lot number or other description)	Retailer's ceiling price for articles listed in column 1
-----	\$-----

(5) Within 15 days after the effective date of this special order or any amendment thereto, two copies of the ceiling price notice above described must be filed by the applicant with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C.

(6) The applicant must supply each purchaser for resale other than a retailer with sufficient copies of this special order, amendment and notices to permit such purchasers for resale to comply with the notification requirements of this special order.

(b) **Notices to be given by purchasers for resale (other than retailers).** (1) A copy of this special order, together with the annexed notice of ceiling prices described in subparagraph (a) (4) of this section, shall be sent by each purchaser for resale (other than retailers) to each of his purchasers on or before the date of the first delivery after receipt of a copy of this special order.

(2) Within 15 days of receipt of this special order and the annexed notice, each purchaser for resale (other than retailers) shall send a copy of the order and notice to each of his purchasers to whom, within two months prior to receipt of this special order, his records

indicate he had delivered any article covered by paragraph 1 of this special order.

(3) Each purchaser for resale (other than retailers) must notify each purchaser of any amendment to this special order in the same manner, annexing to the amendment an appropriate notice as described above.

4. **Reports.** Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the applicant shall file with the Distribution Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

5. **Other regulations affected.** The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it, regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

6. **Revocation.** This special order or any provisions thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

7. **Applicability.** The provisions of this special order are applicable in the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9299; Filed, Aug. 6, 1951;
4:47 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 285]

SPURGEON HOSIERY CORP.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Spurgeon Hosiery Corporation, 100 Berkley Street, Philadelphia 44, Pennsylvania, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special

order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provision of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of hosiery manufactured by Spurgeon Hosiery Corporation, 100 Berkley Street, Philadelphia, Pennsylvania, having the brand name(s) "Dupliquette" shall be the proposed retail ceiling prices listed by Spurgeon Hosiery Corporation in its application dated July 16, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Spurgeon Hosiery Corporation must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

CPS—Sec. 43—CPR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order

must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... {unit, dozen, etc.}	Terms {net, percent EOM, etc.}
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9300; Filed, Aug. 6, 1951; 4:43 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 286]

SOUTH BEND BAIT CO.

CEILING PRICES AT RETAIL

Statement of consideration. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, South Bend Bait Company, 1108 South High Street, South Bend 23, Indiana, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of fishing equipment manufactured by the South Bend Bait Company, 1108 South High Street, South Bend 23, Indiana, having the brand name(s) "South Bend" shall be the proposed retail ceiling prices listed by South Bend Bait Company in its application dated May 31, 1951, and filed with the Office of

Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, South Bend Bait Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CFR 7
Price \$-----

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article

covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... (unit, dozen, etc.)	Terms (net, percent EOM, etc.) \$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6 months period following the effective date of this special order and within 45 days of the expiration of each successive 6 months period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6 months period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DiSALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9301; Filed, Aug. 6, 1951; 4:48 p. m.]

[Ceiling Price Regulation 7, Section 43,
Special Order 287]

KENTUCKY SANITARY BEDDING CO.

CEILING PRICES AT RETAIL

Statement of considerations. In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Kentucky Sanitary Bedding Company, 1122 Rowan Street, Louisville, Kentucky, has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has

submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

Special provisions. For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of mattresses and springs manufactured by Kentucky Sanitary Bedding Company, 1122 Rowan Street, Louisville, Kentucky, having the brand name(s) "Serta-foam", "Perfect Sleeper", "Perfect Sleeper Orthopedic", "Restal Knight", "Coilux", "Sertarest", "Serta-flex", "Smoothrat", "Smoothmaster", "Smoothrest", "Sertapedic", "Tiny Perfect Sleeper", "Perfect Sleeper Studio Couch", "Theralator", shall be the proposed retail ceiling prices listed by Kentucky Sanitary Bedding Company in its application dated March 23, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C. A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 6, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this special order.

3. On and after October 6, 1951, Kentucky Sanitary Bedding Company must

mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7
Price \$.....

On and after November 5, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 5, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the manufacturer shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the manufacturer had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The manufacturer shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Our price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per..... unit, dozen, etc.	Terms, percent EOM, etc.
	\$.....

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the manufacturer with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment

to this special order, the manufacturer shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the manufacturer had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6-month period following the effective date of this special order and within 45 days of the expiration of each successive 6-month period, the manufacturer shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6-month period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

Effective date. This special order shall become effective August 7, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

AUGUST 6, 1951.

[F. R. Doc. 51-9302; Filed, Aug. 6, 1951;
4:43 p. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 10006]

BRIDGEPORT BROADCASTING CO. (WLIZ)

ORDER CONTINUING HEARING

In re application of The Bridgeport Broadcasting Company (WLIZ), Bridgeport, Connecticut, for construction permit, Docket No. 10006, File No. BP-7953.

The Commission having under consideration a petition filed July 1, 1951, by The Bridgeport Broadcasting Company (WLIZ), Bridgeport, Connecticut, requesting a 60 days continuance of the hearing presently scheduled for August 13, 1951, at Washington, D. C., in the proceeding upon its above-entitled application for construction permit; and

It appearing, that no opposition to the granting of the instant petition has been filed with the Commission;

It is ordered, That 27th day of July 1951, that the petition is granted; and that the hearing in the above-entitled proceeding is continued to 10:00 a. m., Friday, October 12, 1951, at Washington, D. C.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9286; Filed, Aug. 8, 1951;
8:53 a. m.]

[Docket No. 9795]

MAGIC CITY BROADCASTING CO., INC.
(WEDR)

ORDER CONTINUING HEARING

In re application of Magic City Broadcasting Co., Inc. (WEDR), Fairfield, Alabama, for construction permit, Docket No. 9795, File No. BP-7778.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration a petition filed by the above-entitled applicant requesting enlargement of the issues in this proceeding and further requesting that no change be made in the presently scheduled hearing date of July 26, 1951;

It appearing, that the Commission, on May 16, 1951, designated the above-entitled application for hearing on engineering issues only;

It is ordered, That the Commission's order of May 16, 1951, in this proceeding is amended to include the following as Issue No. 5:

To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the regulations and areas proposed to be served.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9287; Filed, Aug. 8, 1951;
8:53 a. m.]

[Docket No. 10023]

DESERT RADIO AND TELECASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Jobe L. Hamman, George W. Berger and Melvin Sullivan, d/b as Desert Radio and Telecasting Company, Palm Springs, California, for construction permit, Docket No. 10023, File No. BP-7847.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration the above-entitled application for a construction permit to construct a new standard broadcast station to be operated on the frequency 1230 kilocycles, with 250 watts power, unlimited time, in Palm Springs, California;

It appearing, that the applicant is legally, technically, financially and otherwise qualified to operate the proposed station, but that the application may involve interference with one or more existing stations and otherwise not comply with the Standards of Good Engineering Practice;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing commencing at 10:00 a. m. on September 6, 1951, at

Washington, D. C., upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the character of other broadcast service available to such areas and populations.

2. To determine whether the operation of the proposed station would involve objectionable interference with Station KXO, El Centro, California, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

3. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to the coverage of the city of Palm Springs, California, and its business district.

It is further ordered, That Valradio, Incorporated, licensee of Station KXO, El Centro, California, is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9289; Filed, Aug. 8, 1951;
8:54 a. m.]

[Docket No. 10024]

JOHNNIE WESTON CRABTREE

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of Johnnie Weston Crabtree, Oklahoma City, Oklahoma, for construction permit, Docket No. 10024, File No. BP-8007.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration the above-entitled application of Johnnie Weston Crabtree requesting a construction permit for a new standard broadcast station to operate on 1590 kc, with 500 w power, daytime only, at Oklahoma City, Oklahoma;

It appearing, that the applicant is legally, technically, financially and otherwise qualified to operate the proposed station, but that the application may involve interference with one or more existing stations;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing commencing at 10:00 a. m. on September 11, 1951, at Washington, D. C., upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the character of other broadcast service available to such areas and populations.

2. To determine whether the operation of the proposed station would in-

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volve objectionable interference with station KWHP, Cushing, Oklahoma, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

3. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That William Howard Payne, tr/as Cimarron Broadcasters, permittee of Station KHWP, Cushing, Oklahoma, is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9290; Filed, Aug. 8, 1951;
8:54 a. m.]

[Docket No. 10025]

QUEEN CITY BROADCASTING CO. (KIRO)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Queen City Broadcasting Company (KIRO), Seattle, Washington, for construction permit, Docket No. 10025, File No. BP-7831.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration the above-entitled application of Queen City Broadcasting Company to make certain changes in its directional antenna pattern;

It appearing, that the applicant is legally, technically, financially and otherwise qualified to operate Station KIRO as proposed, but that the application may involve interference with one or more existing stations;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing commencing at 10:00 a. m., on September 12, 1951, at Washington, D. C., upon the following issues:

(1) To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the character of other broadcast service available to such areas and populations.

(2) To determine whether the operation of the proposed station would involve objectionable interference with Station WOR, New York, New York, and other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

(3) To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the

areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

(4) To determine whether construction and operation of the proposed station would be in compliance with the Commission rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That General Teleradio, Inc., licensee of Station WOR, New York, New York, is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9291; Filed, Aug. 8, 1951;
8:54 a. m.]

[Docket No. 9552]

THEATRE TELEVISION SERVICE

ORDER CONTINUING HEARING

In the matter of allocation of frequencies and promulgation of rules and regulations for a theatre television service, Docket No. 9552.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration its Notice of Hearing Date herein adopted April 25, 1951, which schedules a hearing in the above-entitled proceeding before the Commission en banc commencing September 17, 1951;

It is ordered, That the hearing herein, now scheduled for September 17, 1951, is continued to November 26, 1951; and

It is further ordered, That the order of April 25, 1951, herein providing that parties should file statements with the Commission on or before August 15, 1951, is amended to extend the time within which such statements may be filed to specify October 26, 1951, in lieu of August 15, 1951.

Released: August 3, 1951.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9292; Filed, Aug. 8, 1951;
8:55 a. m.]

[Docket No. 9968, 9969, 9970]

BANKS INDEPENDENT BROADCASTING CO.
(WINX)

ORDER SCHEDULING HEARING

In re applications of Banks Independent Broadcasting Co. Washington, D. C. (WINX), for renewal of licenses of synchronous amplifiers located at 8th and I Streets NW., Washington, D. C., and Rock Creek Park, near East-West Highway, Montgomery County, Maryland, and Developmental Broadcast Station KG2XCK, Docket No. 9968, File No. BR-1104, Docket No. 9969, File No. BREX-59; and for construction permit to change

Main Transmitter location of WINX from Garden City, Arlington, Virginia, to 8th and Eye Streets, NW., and establish synchronous amplifier in Rock Creek Park and abandon present synchronous amplifiers and Developmental Broadcast Station KG2XCK as presently operated, Docket No. 9970, File No. BP-7772.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951;

The Commission having under consideration a petition filed May 11, 1951 by Banks Independent Broadcasting Company (WINX), Washington, D. C., requesting reconsideration of its above-entitled application (File No. BP-7772, Docket 9970) and grant without hearing of said application in so far as it seeks a change in location of the main transmitter for Station WINX from Arlington, Virginia, to Washington, D. C.;

It appearing, that on May 3, 1951, the said application (File No. BP-7772, Docket 9970) was designated for hearing in consolidation with the above-entitled applications of Banks Independent Broadcasting Company for renewal of licenses for synchronous amplifiers located at Eighth and Eye Streets NW., Washington, D. C. and Rock Creek Park, Montgomery County, Maryland, and Developmental Broadcast Station KG2XCK (File Nos. BR-1104 and BREX-59, and that hearing on said applications has been continued indefinitely; and

It further appearing, that a partial grant of the above-entitled application for construction permit (File No. BP-7772) as proposed by Petitioner would serve the public interest, convenience and necessity; and

It further appearing, that Petitioner alleges that upon grant of the instant petition, Petitioner can immediately resume normal operation with one transmitter at Eighth and Eye Streets NW., Washington, D. C., discontinue the operation of its two synchronous amplifiers and dismiss the above-entitled applications for renewal of license (File Nos. BR-1104 and BREX-59);

It is ordered, That the said petition of Banks Independent Broadcasting Company is granted and that the above-entitled application for construction permit (File No. BP-7772) is granted in part in so far as it requests a change in main transmitter location subject to the following condition:

That within thirty days of the date of this order, operation of WINX synchronous amplifiers and Developmental Broadcast Station KG2XCK be discontinued, and that within the same period applicant file a petition for dismissal of its above-entitled applications for renewal of license (File Nos. BR-1104 and BREX-59).

It is further ordered, That the above-entitled application for construction permit (File No. BP-7772, in so far as it requests a construction permit for a new synchronous amplifier in Rock Creek Park is retained in hearing status and that the Commission Order of May 3, 1951, in the above-entitled proceeding is amended to delete all issues therein specified and to substitute in lieu thereof the following issues;

(1) To determine (a) the physical and electrical characteristics of the lines to be used to link the main transmitter with the proposed synchronous transmitter (viz, type, length, noise level, cross-talk, transmission loss, frequency response, phase distortion, and the expected variation of these characteristics with temperature and humidity changes), (b) the responsibility for the maintenance of such lines, (c) the nature of the terminal equipment especially with respect to maintenance of excitation to the synchronous transmitter, and (e) whether the operation as proposed would comply with the technical requirements of the Commission rules and Standards of Good Engineering Practice.

(2) To determine whether the proposed operation of WINX complies with Commission's rules and Standards of Good Engineering Practice and International Agreements with particular reference to utilization of local channels.

(3) To determine the areas and populations which may be expected to gain or lose primary service from the combined main transmitter synchronous amplifier operation as proposed and the character of other broadcast service available to such areas and populations.

It is further ordered, That hearing in this proceeding is scheduled to commence at 10:00 a. m. on the 17th day of September 1951.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9293; Filed, Aug. 8, 1951;
8:55 a. m.]

[Docket No. 9712]

CECIL W. ROBERTS (KREI)

ORDER SCHEDULING HEARING

In re application of Cecil W. Roberts (KREI), Farmington, Missouri, for construction permit, Docket No. 9712, File No. BP-7572.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of August 1951:

The Commission having under consideration a petition filed May 7, 1951, by Cecil W. Roberts, requesting reconsiderations and grant without hearing of the above-entitled application for a construction permit to change facilities of Station KREI, Farmington, Missouri, from 1350 kilocycles with power of 1 kilowatt, daytime only, to 800 kilocycles with power of 1 kilowatt, daytime only; and

It appearing, that the above-entitled application was designated for hearing on June 22, 1951; that by order of February 21, 1951, the Commission denied an earlier petition seeking reconsideration of the above-entitled application and amended the issues in the proceeding; and that hearing in this proceeding has been continued indefinitely; and

It further appearing, That in the instant petition it is alleged that the operation proposed in the above-entitled application will not result in interference to Station KXIC, Iowa City, Iowa; that

this allegation is based in part upon field intensity measurements of the KXIC signal which were not made in accordance with the Commission's Standards of Good Engineering Practice in that they are not sufficiently complete to permit determination of the unattenuated field at 1 mile; that the Commission is of the opinion that the operation proposed in the above-entitled application may result in interference to Station KXIC; and that for this reason among others the Commission is unable to conclude that a grant of the above-entitled application would serve public interest, convenience and necessity;

It is ordered, That the said petition of Cecil W. Roberts seeking reconsideration and grant of the above-entitled application is denied;

It is further ordered, That the hearing in this proceeding is scheduled to commence at 10:00 a. m. on the 14th day of September 1951.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9294; Filed, Aug. 8, 1951;
8:55 a. m.]

[Docket No. 9820]

EARL M. KEY (WKEY)

ORDER CONTINUING HEARING

In re application of Earl M. Key (WKEY), Covington, Virginia, for construction permit, Docket No. 9820, File No. BP-7828.

The Commission having under consideration a petition filed on July 25, 1951, by Rollins Broadcasting Inc. (WRAD), respondent in the instant proceeding, requesting that the hearing on the above entitled application of Earl M. Key (WKEY), Covington, Virginia, now scheduled to be held in Washington, D. C., on August 1, 1951, be continued until August 14, 1951; and

It appearing, That all of the parties to this proceeding have consented to a grant of the above petition and to a waiver of § 1.745 of the Commission's rules relating to the timely filing of motions;

It is ordered, This 30th day of July 1951, that the above petition be, and it is hereby, granted, and that the hearing on the above-entitled application is hereby continued until 10:00 a. m. Tuesday, August 14, 1951, at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9237; Filed, Aug. 8, 1951;
8:50 a. m.]

[Docket No. 9961]

SPRINGFIELD BROADCASTING CO. (WJKO)

ORDER CONTINUING HEARING

In re application of Springfield Broadcasting Company (WJKO), Springfield, Massachusetts, for construction permit, Docket No. 9961, File No. BP-7878.

It is ordered, This first day of August 1951, that the hearing on the above-

entitled application now scheduled in Washington, D. C., for 10 o'clock a. m., August 27, 1951, is continued to 10 o'clock a. m., Wednesday, September 5, 1951.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9238; Filed, Aug. 8, 1951;
8:50 a. m.]

[Designation Order No. 60]

DESIGNATION OF MOTIONS COMMISSIONER
FOR AUGUST 1951

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 25th day of July 1951;

It is ordered, Pursuant to section 0.111 of the Statement of Delegations of Authority, that Rosel H. Hyde, Commissioner, is hereby designated as Motions Commissioner for the month of August 1951.

It is further ordered, That in the event said Motions Commissioner is unable to act during any part of said period the Chairman or Acting Chairman will designate a substitute Motions Commissioner.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9236; Filed, Aug. 8, 1951;
8:50 a. m.]

[Docket Nos. 8736, 8975, 8976, 9175]

TELEVISION BROADCAST SERVICE

CLARIFICATION OF PROCEDURE

In the matters of amendment of §3.606 of the Commission's rules and regulations, Dockets Nos. 8736 and 8975; amendment of the Commission's rules, regulations and Engineering Standards Concerning the Television Broadcast Service, Docket No. 9175; utilization of frequencies in the Band 470 to 890 Mcs. for television broadcasting, Docket No. 8976.

1. The Commission has received numerous inquiries concerning the date for filing sworn statements and exhibits pursuant to paragraph 5 of the order of hearing procedure issued on July 25, 1951, in these proceedings. Parties are advised as follows in connection with the questions that have been raised:

a. In accordance with the above order, any statement or exhibit filed as part of the direct or affirmative case of any party whether such case relates to a counterproposal or opposition¹ must be filed on the dates specified for filing of material under paragraph 5 (b) of the order. In general, the direct or affirmative case constitutes the case that would have been presented on direct examination had the hearings in the above entitled matters been conducted orally.

¹ The word "opposition" refers to any pleading listed in Mimeo. 66048 attached to the Notice of Order of Testimony (Mimeo. 66241) issued in the above entitled proceedings on July 18, 1951.

No direct or affirmative case may be made by documents filed pursuant to paragraph 5 (c) of the order of hearing procedure. Only evidence that would have been submitted at an oral hearing through cross-examination and rebuttal will be considered in those documents which are filed pursuant to paragraph 5 (c).

b. Where a party has filed both a comment and an opposition¹ and the comment and opposition are listed in different groups as provided for in the Notice of Order of Testimony (Mimeo. 66241) with the result that different filing dates are applicable with respect to such pleadings, that part of the affirmative case which is directly related to each separate pleading must be filed on the filing date specified for each such pleading. For example, where a party has filed an opposition listed in Group A and a counter proposal listed in Group Z, that part of its case which relates to the opposition must be filed on the date for filing documents with respect to pleadings listed in Group A. Statements and exhibits relating to the counterproposal itself, however, need not be filed until the date for filing with respect to pleadings listed in Group Z.

Released: August 3, 1951.

By Direction of the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-9238; Filed, Aug. 8, 1951;
8:54 a. m.]

